

Section I
 Notice of Development of Proposed Rules
 and Negotiated Rulemaking

NONE

Section II
 Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.09963
 RULE TITLE: High School Graduation Requirements for Students with Disabilities

PURPOSE AND EFFECT: To reflect the updates of section 1003.5716, Florida Statutes (F.S.), during the 2021 Legislative Session, including more detail on the process of deferring receipt of a standard high school diploma. The amendment will also align with Rule 6A-1.0943, Florida Administrative Code, Statewide Assessment for Students with Disabilities.

SUMMARY: The notification process of deferment of a standard high school diploma for students with disabilities.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based upon the nature of the changes, this proposed rule is not expected to have any adverse impact on economic growth, business competitiveness or any other factors listed in s. 120.541(2)(a), F.S., and will not require legislative ratification. No increase in regulatory costs are anticipated as a result of the rule changes

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), 1003.4282, 1008.22, F.S.

LAW IMPLEMENTED: 1003.4282, 1003.5716, 1008.22, F.S.
 A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9 a.m.
 PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Victoria Gaitanis, Bureau of Exceptional Student Education, Victoria.Gaitanis@fldoe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.09963 High School Graduation Requirements for Students with Disabilities.

(1) No change.

(2) Definitions. For the purposes of this rule, the following definitions apply:

(a) Access courses. Access courses are approved by the State Board of Education and are described in the Course Code Directory and Instructional Personnel Assignments, in accordance with Rule 6A-1.09441, Florida Administrative Code (F.A.C.). Access courses are based on the access points = alternate academic achievement standards.

(b) Access points are modifications as defined in Rule 6A-6.03411, F.A.C., and the alternate academic achievement standards for Florida. Access points are built to target the salient content of Florida’s Standards. Access points are intended for students with the most significant cognitive disabilities, as defined in Rule 6A-1.0943, F.A.C., and are designed to contribute to a fully aligned system of content, instruction and assessment, allowing fluid movement as students grow in the competency. Access points are academic expectations intended only for students with significant cognitive disabilities and are designed to provide these students with access to the general curriculum.

(c) ~~(b)~~ Statewide, standardized alternate assessment Florida Standards Alternate Assessment. In accordance with Section 1008.22(3)(d)(~~e~~), F.S., an alternate assessment is a statewide, standardized assessment designed for students with the most significant cognitive disabilities that meet the inclusionary and exclusionary criteria in Rule 6A-1.0943, F.A.C. in order to measure performance on the access points.

(d) ~~(e)~~ Employment transition plan. A plan that meets the requirements found in Section 1003.4282(9)(~~10~~)(b)2.d., F.S. This plan is separate and apart from the IEP.

(e) ~~(d)~~ Eligible career and technical education (CTE) course. Eligible CTE courses include any exceptional student education (ESE) or general education CTE course that contains content related to the course for which it is substituting. Modifications to the expectations or outcomes of the curriculum, are allowable and may be necessary for a student who takes access courses and participates in the alternate assessment. Modifications may include modified course requirements. Modifications to curriculum outcomes should be considered only after all appropriate accommodations are in

place. Modifications must be developed for students in conjunction with their IEP and must be documented on the IEP. Course outcomes may be modified through the IEP process for secondary students with disabilities who are enrolled in a post-secondary program if the student is earning secondary (high school) credit for the program.

(f) “General Education Curriculum Standards” means the standards incorporated in Rule 6A-1.09401, F.A.C.

(g) “Modifications” shall have the same meaning as defined in paragraph 6A-6.03411(1)(z), F.A.C.

(3) Requirements for a standard diploma for students with disabilities for whom the IEP team has determined that participation in the statewide, standardized alternate assessment Florida Alternate Assessment is the most appropriate measure of the student’s skills, in accordance with subsection 6A-1.0943(5), F.A.C., and instruction in the access points is the most appropriate means of providing the student access to the general education curriculum. Students must meet the graduation requirements specified in Section 1003.4282(1)-(8) or 1002.3105(5), F.S., through the access course specified for each required core course, ~~through more rigorous ESE courses in the same content area~~ or through core academic courses aligned with the general education curriculum standards. ~~Eligible access courses are described in the Course Code Directory and Instructional Personnel Assignments, in accordance with Rule 6A-1.09441, F.A.C.~~

(a) Eligible CTE courses, as defined in paragraph (2)(e) ~~(d)~~ of this rule, may substitute for Access English IV; one (1) mathematics credit, with the exception of Access Algebra 1A and Access Algebra 1B and Access Geometry; one (1) science credit, with the exception of Access Biology; and one (1) social studies credit with the exception of Access United States History. Eligible courses are described in the Course Code Directory and Instructional Personnel Assignments, in accordance with Rule 6A-1.09441, F.A.C.

(b) Participation in the statewide, standardized alternate assessment Florida Standards Alternate Assessments in Access English Language Arts (ELA) I, Access ELA II, Access Algebra I, Access Geometry, Access Biology I and Access United States History ~~reading, mathematics, and science is required until replaced by Florida Standards Alternate Assessments in English Language Arts I, II, and III, Algebra I, Geometry, Algebra II, Biology I, and United States History.~~

(c) A score of three (3) on the statewide, standardized alternate assessment in Access ELA I, Access ELA II, Access Algebra I, Access Geometry, Access Biology I and Access United States History must be attained ~~A score of at least four (4) on the Florida Standards Alternate Assessments in reading and math must be attained, until replaced by the grade 10 English Language Arts alternate assessment and the End of Course (EOC) assessment for Access Algebra I, unless~~

assessment results are waived in accordance with Section 1008.22(3)(d) ~~(e)~~, F.S. ~~For a~~ A waiver of the results of the statewide, standardized assessment requirements by the IEP team, pursuant to Section 1008.22(3)(d) ~~(e)~~, F.S., consent must be provided ~~approved~~ by the parents and is subject to verification for appropriateness by an independent reviewer selected by the parents as provided for in Section 1003.572, F.S.

(d) No change.

(4) Requirements for a standard diploma for students with disabilities for whom the IEP team has determined that mastery of both academic and employment competencies is the most appropriate way for the student to demonstrate his or her skills. A student must meet all of the graduation requirements specified in Section 1003.4282(1)-(8) or 1002.3105(5), F.S. Eligible courses are described in the Course Code Directory and Instructional Personnel Assignments, in accordance with Rule 6A-1.09441, F.A.C.

(a) No change.

(b) Students must earn a minimum of one-half (.5) credit in a course that includes employment. Such employment must be at a minimum wage or above in compliance with the requirements of the Federal Fair Labor Standards Act, for the number of hours a week specified in the student’s completed and signed employment transition plan, as specified in Section 1003.4282(9) ~~(10)~~ (b)2.d., F.S., for the equivalent of at least one (1) semester. Additional credits in employment-based courses are permitted as electives.

(c) Documented achievement of all components defined in Section 1003.4282(9) ~~(10)~~ (b)2.d.b., F.S., on the student’s employment transition plan.

(5) A waiver of the results of the statewide, standardized assessment requirements by the IEP team, pursuant to Section 1008.22(3)(d) ~~(e)~~, F.S., must be approved by the parents and is subject to verification for appropriateness by an independent reviewer selected by the parents as provided for in Section 1003.572, F.S.

(6) Deferral of receipt of a standard diploma. A student with a disability who meets the standard high school diploma requirements may defer the receipt of the diploma and continue to receive services if the student meets the requirements found at Section 1003.4282(9) ~~(10)~~(c), F.S.

(a) The decision to accept or defer the standard high school diploma must be made prior to the beginning of ~~during~~ the school year in which the student is expected to meet all requirements for a standard high school diploma. A signed statement by the parent, guardian or student, if the student has reached the age of majority and rights have transferred to the student in accordance with subsection 6A-6.03311(8), F.A.C., that he or she understands the process for deferment and identifies if the student will defer the receipt of his or her standard high school diploma, must be included in the IEP. ~~The~~

~~decision must be noted on the IEP and the parent, or the student over the age of eighteen (18) for whom rights have transferred in accordance with subsection 6A-6.03311(8), F.A.C., must sign a separate document stating the decision.~~

1. The IEP team must review the benefits of deferring the standard high school diploma, including continuation of educational and related services, and describe to the parent and the student all services and program options available to students who defer. This discussion must be included in the IEP description must be done in writing.

2. School districts must inform the parent and the student, ~~in writing by January 30~~ of the year in which the student is expected to meet graduation requirements, that failure to defer receipt of a standard high school diploma after all requirements are met releases the school district from the obligation to provide a free appropriate public education (FAPE). This communication must state that the deadline for acceptance or deferral of the diploma is May 15 of the year in which the student is expected to meet graduation requirements, and that failure to attend a graduation ceremony does not constitute a deferral.

3. The school district must ensure that the names of students deferring their diploma be submitted to appropriate district staff for entry in the district’s management information system. Improper coding in the district database will not constitute failure to defer.

(b) In accordance with subsection 6A-6.03028(1), F.A.C., a student with a disability who receives a certificate of completion may continue to receive FAPE until their 22nd birthday, or, at the discretion of the school district, until the end of the school semester or year in which the student turns twenty-two (22).

Rulemaking Authority 1001.02(1), 1003.4282, 1008.22 FS. Law Implemented 1003.4282, 1003.5716, 1008.22 FS. History—New 12-23-14, Amended 7-14-21,

NAME OF PERSON ORIGINATING PROPOSED RULE: Victoria Gaitanis, Bureau of Exceptional Student Education.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 16, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.094221
 RULE TITLE: Alternative Standardized Reading Assessment and Use of Student Portfolio for Good Cause Promotion

PURPOSE AND EFFECT: 6A-1.094221 provides the alternative assessments and student portfolio expectations for third grade students to demonstrate reading ability to qualify for good cause promotion. The rule must be revised to align to the new Benchmarks for Excellent Student Thinking (B.E.S.T) Standards of English Language Arts. In addition, the criteria for the portfolio must align to the item specifications for the new standardized summative assessment, and more clarity is needed regarding the number of items to be assessed per benchmark to ensure adequate items are assessed to confidently state that the student has mastered each benchmark assessed (70% mastery).

SUMMARY: The rule is revised to align to the new Benchmarks for Excellent Student Thinking (B.E.S.T) Standards of English Language Arts. In addition, the criteria for the portfolio is aligned to the item specifications for the new standardized summative assessment, and more clarity has been provided regarding the number of items to be assessed per benchmark to ensure adequate items are assessed to confidently state that the student has mastered each benchmark assessed (70% mastery).

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based upon the nature of the changes, this proposed rule is not expected to have any adverse impact on economic growth, business competitiveness, or any other factors listed in s. 120.541(2)(a), F.S., and will not require legislative ratification. No increase in regulatory costs are anticipated as a result of the rule changes.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1008.25(6)(b)4, F.S.

LAW IMPLEMENTED: 1008.25(6)(b)4, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cari Miller, Vice Chancellor, Literacy Achievement, Cari.Miller2@fldoe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.094221 Alternative Standardized Reading Assessment and Use of Student Portfolio for Good Cause Promotion.

(1) Pursuant to Section 1008.25(6), F.S., relating to the statewide public school student progression law eliminating social promotion, students who score at Level 1 on the grade three statewide standardized English Language Arts Assessment under s. 1008.22, F.S., Florida Standards Assessment may be promoted to grade four if the student:

(a) Scores at or above the 45th percentile on the Reading SAT-10;

(b) Demonstrates an acceptable level of performance on an alternative standardized reading assessment approved pursuant to subsection (2) of this rule; or

(c) Demonstrates reading on grade level as evidenced through mastery of the Benchmarks for Excellent Student Thinking (B.E.S.T.) Standards for English Language Arts (ELA) as set forth in Rule 6A-1.09401, F.A.C. Language Arts Florida Standards in reading equal to at least Level 2 performance on the grade three statewide standardized English Language Arts assessment under s. 1008.22, F.S., Florida Standards Assessment through a student portfolio pursuant to subsection (3) of this rule.

(2) The Department of Education shall review and approve the use of alternative standardized reading assessments to be used as a good cause exemption for promotion to fourth grade and will provide a list of approved alternative assessments to districts.

(a) through (C) No change.

(d) The earliest the alternative assessment may be administered for student promotion purposes is following administration of the grade three statewide standardized English Language Arts assessment under s. 1008.22, F.S., Florida Standards Assessment. An approved standardized reading assessment may be administered two (2) times if there are at least thirty (30) days between administrations and different test forms are administered.

(3) To promote a student using a student portfolio as a good cause exemption there must be evidence that demonstrates the student's mastery of the B.E.S.T. ELA Standards Language Arts Florida Standards in reading equal to at least a Level 2

performance on the grade three statewide standardized English Language Arts assessment under s. 1008.22, F.S., Florida Standards Assessment. Such evidence shall be an organized collection of the student's mastery of the B.E.S.T. ELA Standards Language Arts Florida Standards that are assessed by the grade three statewide standardized English Language Arts assessment under s. 1008.22, F.S. Florida Standards Assessment. A school must immediately begin collecting evidence for a portfolio when a student in grade 3 is identified as being at risk of retention or upon the request of the parent, whichever occurs first. The student portfolio must meet the following criteria:

(a) Be selected by the student's teacher,

(b) Be an accurate picture of the student's ability and only include student work that has been independently produced in the classroom,

(c) Include evidence that the benchmarksstandards assessed by the grade three statewide standardized English Language Arts assessment under s. 1008.22, F.S., Florida Standards Assessment have been met. Evidence is to include grade level multiple choice items and passages that are approximately fifty (50) sixty (60) percent literary text and fifty (50) forty (40) percent informational text, and that are between 100-700 words with an average of five hundred (500) words. Such evidence could include chapter or unit tests from the district's/school's adopted core reading curriculum or teacher-prepared assessments that are aligned with the B.E.S.T. ELA Standards. Language Arts Florida Standards or teacher-prepared assessments.

(d) Be an organized collection of evidence of the student's mastery of the B.E.S.T. ELA Standards Language Arts Florida Standards that are assessed by the grade three statewide standardized English Language Arts assessment under s. 1008.22, F.S., Florida Standards Assessment. For each benchmark standard, there must be at least eight (8) items assessed and the student must three (3) examples of mastery as demonstrate demonstrated by a grade of seventy (70) percent mastery for all items assessed per benchmark or above on each example, and,

(e) Be signed by the teacher and the principal as an accurate assessment of the required reading skills.

Rulemaking Authority 1008.25(9) FS. Law Implemented 1008.25(6) FS. History—New 5-19-03, Amended 7-20-04, 3-24-08, 2-1-09, 4-21-11, 11-4-14, 6-23-16.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cari Miller, Vice Chancellor, Literacy Achievement.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 22, 2021
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.094224 Uniform Assessment Calendar

PURPOSE AND EFFECT: To revise the uniform assessment calendar template that is incorporated in this Rule so that its framework is better streamlined for the Florida Department of Education (FDOE) and school districts to annually populate with the most current testing and related policy information.

SUMMARY: The amended template removes all incorporated content in its sections 1 and 2, except required definitions stipulated in s. 1008.22(7)(i), F.S., and maintains the requirement for FDOE and districts to annually populate the template by the specified deadlines with the requested testing information. Instructions for completing each section have been modified accordingly in the template.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Rule amendment relates only to the removal of language incorporated in the uniform assessment calendar template to ensure FDOE can include the most accurate information; therefore, there is no impact on economic growth, private sector job creation, employment, private sector investment, or business competitiveness. If there is any impact on such economic growth and private sector job creation, the impact would be positive because the use of a uniform assessment calendar aids in the uniformity of standardized testing across the state and, by making the uniform assessment calendar available to parents, assists in preparing students for standardized assessments, leading to higher testing performance. For the same reasons, though no impact on business competitiveness is anticipated, any impact would be positive. Because the proposed rule amendment only relates to the removal of language from the uniform assessment calendar template as incorporated in Rule, it is not likely to increase regulatory costs. The proposed rule amendment is not expected

to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S. and will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1002.23(5), 1008.22(7)(i), (13), F.S.

LAW IMPLEMENTED: 1002.23(5), 1008.22(7), F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Vince Verges, Assistant Deputy Commissioner, Accountability, Research, and Measurement; (850)245-0513.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.094224 Uniform Assessment Calendar.

(1) through (4) No change.

(5) The Uniform Statewide Assessment Calendar template, Form ARM 001, effective March 2022 ~~October 2018~~, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09924>) is incorporated herein by reference and made part of this rule. Copies of the Uniform Assessment template may be obtained from the Office of Assessment, Division of Accountability Research and Measurement, Florida Department of Education, 325 West Gaines Street, Tallahassee, Florida, 32399-0400 or by emailing assessment@fldoe.org. Rulemaking Authority 1001.02(1), (2)(n), 1002.23(5), 1008.22(7)(i), (13) F.S. Law Implemented 1002.23(5), 1008.22(7) F.S. History—New 7-26-16, Amended 10-17-17, 10-18-18.

NAME OF PERSON ORIGINATING PROPOSED RULE: Vince Verges, Assistant Deputy Commissioner, Accountability, Research, and Measurement.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 14, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-4.003 Degrees, Programs, and Credits

PURPOSE AND EFFECT: To specify the acceptable advanced degrees earned by certification applicants that will satisfy the mastery of general knowledge requirement for a Professional Certificate per s. 1012.56, F.S. The effect of the rule change is to provide an additional option for applicants to meet the mastery of general knowledge requirement to become eligible for a Florida Professional Certificate.

SUMMARY: Issuance of a Professional Certificate requires mastery of three (3) areas: general knowledge, subject area knowledge and professional preparation and education competence. Each mastery area has multiple means of meeting the requirement. After recent legislative changes, a sixth option has been added for demonstrating mastery of general knowledge. Applicants can satisfy the requirement by earning a master's or higher degree. This amendment specifies the acceptable advanced degrees that applicants can earn to satisfy the mastery of general knowledge requirement to obtain a Professional Certificate and the required documentation of degree conferral.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S. and will not require legislative ratification. This is based upon the nature of the proposed changes, which modifies the existing eligibility requirements for a Professional Certificate.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1012.55, 1012.56(13), F.S.

LAW IMPLEMENTED: 1012.55, 1012.56, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Daniel M. Moore, Bureau Chief, Educator Certification, (850)245-0615.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.003 Degrees, Programs, and Credits.

Degrees, programs, and credits shall be determined acceptable for educator certification purposes based on the following:

(1) through (6) No change.

(7) Applicants who earned a Master's or higher degree as specified in subparagraphs (3)(a)2.-4. of this rule from an accredited or approved institution per subsections (1) and (2) of this rule have met the mastery of general knowledge requirement per s. 1012.56, F.S. Documentation of degree conferral must be submitted to the department in accordance with subparagraph (2)(e) of this rule.

Rulemaking Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1001.02, 1012.55, 1012.56 FS. History—New 4-20-64, Amended 3-26-66, 4-8-68, 7-7-68, 4-11-70, 1-17-72, Repromulgated 12-5-74, Amended 6-22-76, 11-9-76, 10-12-77, 7-1-79, 1-3-82, 4-30-85, Formerly 6A-4.03, Amended 12-25-86, 9-12-89, 4-15-91, 11-25-97, 10-15-01, 3-22-05, 1-1-14, 6-23-16,

NAME OF PERSON ORIGINATING PROPOSED RULE: Daniel M. Moore, Bureau Chief, Educator Certification.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 14, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2021.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-4.0051 Renewal and Reinstatement of a Professional Certificate

PURPOSE AND EFFECT: To clarify the required topics for earning forty (40) inservice points (or 2 college credit equivalent) in reading instruction and limit the use of credit earned for training unrelated to student learning or professional growth. The effect of the rule will be changes to requirements for the renewal of a Professional Certificate.

SUMMARY: Current procedures require educators who hold a Professional Certificate to earn 120 inservice points (or 6 college credit equivalent), including 20 points in the teaching of students with disabilities, during every five-year validity period in order to renew their certificates. Certain subject areas

responsible for reading instruction must earn 40 points (2 credit equivalent) as part of their 120 points. This amendment clarifies the topics required in reading instruction and limits certain topics from being used multiple times during the renewal cycle.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S. and will not require legislative ratification. This is based upon the nature of the proposed changes, which modifies the existing requirements for the renewal of a Professional Certificate.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1012.55, 1012.585(6), F.S.

LAW IMPLEMENTED: 1012.55, 1012.585, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Daniel M. Moore, Bureau Chief, Educator Certification, (850)245-0615.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.0051 Renewal and Reinstatement of a Professional Certificate.

A professional certificate is renewed or reinstated and certification coverages retained on the certificate in accordance with the following provisions:

- (1) through (2) No change.
- (3) General requirements.

(a) All requirements necessary for the renewal of a certificate shall be completed during the last validity period of the certificate to be renewed and prior to the expiration date of the certificate. College credits, inservice training and subject

area tests used to satisfy requirements for issuance of the initial professional certificate shall not be used for renewal of the professional certificate.

(b) Inservice training in mandatory topics not linked to student learning or professional growth per Rule 6A-5.071, F.A.C., may only earn an educator credit once during each five-year validity period.

(c)(b) Application and appropriate fee as specified in Rule 6A-4.0012, F.A.C., for renewal of a certificate shall be submitted to the Bureau of Educator Certification, Florida Department of Education or the employing Florida school district, during the last year of the validity period of the certificate and prior to the expiration date of the certificate. However, if the renewal application form is not received by the Bureau of Educator Certification or the employing Florida school district, before the expiration of the professional certificate, the application form, application fee, and a thirty (\$30.00) dollar late fee shall be submitted prior to July 1 of the year following expiration of the certificate in order to retain the professional certificate.

(d)(e) The validity period of the renewed certificate shall be for a period not to exceed five (5) years from July 1 of the school fiscal year following the date that the application was received in the Bureau of Educator Certification, Florida Department of Education or the employing Florida school district. However, if the renewal application is received by the Bureau of Educator Certification or the employing Florida school district after expiration of the professional certificate as specified in paragraph (3)(b) of this rule, the validity period of the renewed certificate shall be for a period not to exceed five (5) years from July 1 following the expiration of the last professional certificate.

(e)(d) A grade of at least "C" or the equivalent shall be earned in each course used for the renewal of a certificate. A grade of pass shall be acceptable under the pass or fail grading system.

(f)(e) A certification coverage which has been deleted from a professional certificate shall be added to the certificate when requirements specified in subsection 6A-4.004(6), F.A.C., have been completed.

(g)(f) A one (1) year extension of the validity period of a professional certificate shall be granted by the Florida Department of Education in the event of serious illness, injury, or other extraordinary extenuating circumstances beyond the control of the applicant. The extension shall be granted only upon written request of the applicant or the superintendent of the local school district or of the chief administrative officer of a state supported or nonpublic school. The written request shall explain the extenuating circumstances. In case of illness or injury, a physician's written verification shall be submitted.

(4) through (6) No change.

(7) Special provisions for training in the instruction of reading for grades K-6.

(a) As a component of the credit requirements specified under paragraph (1)(a) of this rule, an educator whose application for renewal of a certificate with a beginning validity date of July 1, 2020, or thereafter, must have earned at least two (2) college credits, forty (40) inservice points, or a combination thereof, in evidence-based instruction and interventions per Rule 6A-6.053, F.A.C., specifically designed for students with characteristics of dyslexia, including the use of explicit, systematic, and sequential approaches to reading instruction, developing phonological and phonemic awareness, decoding, and implementing multisensory intervention strategies if the educator is renewing any of the following coverages: Elementary Education (K-6), Prekindergarten/Primary Education (age 3 through grade 3), Elementary Education (grades 1-6), Primary Education (grades K-3), English (grades 1-6), Middle Grades English (grades 5-9), Middle Grades Integrated Curriculum (grades 5-9), English (6-12), Reading (K-12), Reading (Endorsement), and English for Speakers of Other Languages (ESOL) (grades K-12).

(b) through (c) No change.

(8) No change.

Rulemaking Authority 1001.02, 1012.55, 1012.585 FS. Law Implemented 1012.55, 1012.585 FS. History—New 12-25-86, Amended 4-23-91, 2-12-92, 10-15-01, 12-27-04, 2-25-14, 12-31-14, 12-22-19,

NAME OF PERSON ORIGINATING PROPOSED RULE: Daniel M. Moore, Bureau Chief, Educator Certification.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 22, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.0164
 RULE TITLE: Specialization Requirements for the Civics Seal of Excellence (Endorsement)

PURPOSE AND EFFECT: To create a certification endorsement for educators aligned to new civics curriculum and the Civic Literacy Excellence Initiative. The effect will be educators completing additional training in civics education to add an endorsement to their Florida educator certificates.

SUMMARY: The Florida Department of Education (FDOE) currently offers endorsements in ten (10) subject areas including gifted, ESOL, and reading. Educators complete either college coursework or a FDOE approved training program to

become eligible for the endorsements, which must be added to a valid certificate with at least one full subject coverage. At this time, a separate civics endorsement is not one of the ten (10) subject areas. The new rule will create an endorsement specifically in the area of civics education and it will outline the available pathway for educators to meet the subject requirements to add the endorsement to their valid educator certificates.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S. and will not require legislative ratification. This is based upon the nature of the proposed changes, which creates a new certification endorsement in the subject area of civics education.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02, 1012.55, 1012.56, F.S.

LAW IMPLEMENTED: 1001.02, 1012.54, 1012.55, 1012.56, 1012.586, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Daniel M. Moore, Bureau Chief, Educator Certification, 325 West Gaines Street, Ste. 201, Tallahassee, FL 32399, (850)245-0615.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.0164 Specialization Requirements for the Civics Seal of Excellence (Endorsement).

(1) In order to be eligible for the Civics Seal of Excellence Endorsement, an educator must:

- (a) Hold a valid Florida Educator Certificate issued by the**

Department of Education under Section 1012.56, F.S.; and

(b) Complete a Department of Education civics and government training program aligned to Florida’s standards for Civics and Government adopted in Rule 6A-1.09401, F.A.C.

(2) The civics and government training program must consist of a minimum of fifty (50) contact hours and address the following:

(a) The philosophical underpinnings of the American Republic and the root foundation of American exceptionalism;

(b) The success of the United States and the success or failure of other nations’ governing philosophies to evaluate their past, present and likely future effects;

(c) The value of civic pride and regular participation by citizens in all levels of the government; and

(d) The rights and responsibilities of citizens, including the process of advocating properly with government officials.

(3) Educators must register to participate in the civics and government training program in a manner prescribed by the Department of Education.

(4) Upon successful completion of the civics and government training program, educators must submit an application per Rule 6A-4.0012, F.A.C., to the Department of Education Bureau of Educator Certification to add the Civics Seal of Excellence (Endorsement) to their valid Florida Educator Certificate.

Rulemaking Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1001.02, 1012.54, 1012.55, 1012.56, 1012.586 FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE: Daniel M. Moore, Bureau Chief, Educator Certification.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 21, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 25, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-5.0411
 RULE TITLE: Calculations of Student Learning Growth for Use in School Personnel Evaluations

PURPOSE AND EFFECT: The rule will adopt and incorporate the updated “Florida VAM Course List,” which is the publication that lists the courses a teacher can teach to receive a value-added model (VAM) score. This change will align the “Florida VAM Course List,” with the “Course Code Directory and Instructional Personnel Assignments,” adopted by Rule 6A-1.09441, F.A.C.

SUMMARY: The course code directory changed considerably when it was aligned to the new Benchmarks for Excellent Student Thinking (B.E.S.T.) Standards. The “Florida VAM Course List” must be updated as a result of these changes. To align the VAM course list with the course code directory, we are proposing to remove courses from the VAM course list that are no longer in the course code directory; remove courses for students who do not take a statewide, standardized assessment included in the VAMs; add courses that are new for the 2021-22 school year; and update course names that have changed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Rule amendment relates only to the alignment of the VAM course list with the course code directly, creating a more unified system for calculating VAM results; therefore, there is no impact on economic growth, private sector job creation, employment, private sector investment, or business competitiveness. If there is any impact on such economic growth and private sector job creation, the impact would be positive. Because the proposed rule amendment only aligns the VAM course list with the courses and course codes utilized by districts under new B.E.S.T. Standards, it is not likely to increase regulatory costs. Based upon the nature of the changes, this proposed rule is not expected to have any adverse impact on economic growth, business competitiveness or any other factors listed in s. 120.541(2)(a), F.S., and will not require legislative ratification. No increase in regulatory costs are anticipated as a result of the rule changes.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1012.34, F.S.

LAW IMPLEMENTED: 1012.34, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tracy Halley, Bureau Chief, Bureau of Accountability Reporting, Division of Accountability, Research, and Measurement, (850)245-0411.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-5.0411 Calculations of Student Learning Growth for Use in School Personnel Evaluations.

- (1) No change.
- (2) Definitions. For the purposes of this rule, the following definitions apply.
 - (a) No change.
 - (b) “Courses associated with statewide, standardized assessments” or “courses associated with statewide, standardized assessments under Section 1008.22, F.S.,” are those courses which are assessed by statewide, standardized assessments and are listed in the publication, “Florida VAM Course List,” (effective March 2022 ~~August 2015~~), which is incorporated herein by reference (<http://www.flrules.org/Gateway/reference.asp?No=Ref05759>) . A copy of the Florida VAM Course List may be obtained from the Florida Department of Education, 325 West Gaines Street, Room 544, Tallahassee, FL 32399-0400.
 - (c) through (j) No change.
 - (3) through (5) No change.

Rulemaking Authority 1012.34 FS. Law Implemented 1012.34 FS. History—New 9-9-15, Amended 4-30-18,

NAME OF PERSON ORIGINATING PROPOSED RULE: Tracy Halley, Bureau Chief, Bureau of Accountability Reporting, Division of Accountability, Research, and Measurement.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 16, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 22, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.053
 RULE TITLE: District K-12 Comprehensive Evidence-Based Reading Plan

PURPOSE AND EFFECT: To revise the District K-12 Comprehensive Evidence-Based Reading Plan Rule to include new language established in HB 7011, including districts conducting a root-cause analysis of student performance data to identify intensive reading interventions and the Department developing a reflection tool to evaluate the effectiveness of interventions implemented in the prior year. Moreover, changes

to school district reading plan requirements are needed because HB 7011 provides that the evidence-based reading instruction allocation can now be used to provide comprehensive reading instruction to certain students who have completed the Voluntary Prekindergarten Education Program and who are at risk of being identified as having a substantial deficiency in early literacy skills.

SUMMARY: Annually, school districts submit a K-12 Comprehensive Evidence-Based Reading plan for the specific use of the research-based reading instruction allocation on the form entitled District K-12 Comprehensive Evidence-Based Reading Plan, Form No. CERP-1 (effective January 2021). This amendment revises the District K-12 Comprehensive Evidence-Based Reading Plan Rule to include new language established in HB 7011, including districts conducting a root-cause analysis of student performance data to identify intensive reading interventions and the Department developing a reflection tool to evaluate the effectiveness of interventions implemented in the prior year. The amendment would also revise the evidence-based reading instruction allocation to promote comprehensive reading instruction to certain students who have completed the Voluntary Prekindergarten Education Program and who are at risk of being identified as having a substantial deficiency in early literacy skills.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor listed in s. 120.541(2)(a), F.S., and will not require legislative ratification. No increase in regulatory costs are anticipated as a result of the rule changes. This is based upon the nature of the proposed changes, which modifies the existing Comprehensive Evidence-Based Reading Plan school districts complete in order to receive a reading instruction allocation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1008.25, 1011.62(8), F.S.

LAW IMPLEMENTED: 1001.215, 1008.25, 1011.62(8), F.S.
 A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
 DATE AND TIME: February 9, 2022, 9:00 a.m.
 PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lindsey Brown, Executive Director, Just Read, Florida, (850)245-5060.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.053 District K-12 Comprehensive Evidence-Based Reading Plan.

(1) Annually, school districts shall submit a K-12 Comprehensive Evidence-Based Reading Plan for the specific use of the evidence~~research~~-based reading instruction allocation on the form entitled District K-12 Comprehensive Evidence-Based Reading Plan, Form No. CERP-1, ~~(effective February 2021)~~. The District K-12 Comprehensive Evidence-Based Reading Plan must accurately depict and detail the role of administration (both district and school level), professional development, assessment, curriculum, and instruction in the improvement of student learning of the B.E.S.T. English Language Arts Standards as provided in Rule 6A-1.09401, F.A.C. This information must be reflected for all schools and grade levels and shared with all stakeholders, including school administrators, literacy leadership teams, literacy coaches, classroom instructors, support staff, and parents. The District K-12 Comprehensive Evidence-Based Reading Plan must ensure that:

- (a) through (f) No change.
- (g) The identified three-hundred (300) lowest-performing elementary schools provide an additional hour per day of intensive reading instruction in accordance in Section 1011.62(8)(9), F.S.

(2) ~~Evidence~~~~Research~~-Based Reading Instruction Allocation. Districts will submit a budget for the ~~Evidence~~~~Research~~-Based Reading Instruction Allocation, including salaries and benefits, professional development costs, assessment costs, and programs/materials costs. In accordance with Section 1008.25(3)(a), F.S., budgets must be prioritized for K-3 students with substantial deficiencies in reading as identified in subsection (12) of this rule. In accordance with Section 1011.62(8), F.S., the Evidence-Based Reading Instruction Allocation may be used to provide early literacy instruction and interventions to students who have completed the Voluntary Prekindergarten Education Program and who are at risk of being identified as having a substantial deficiency in early literacy skills under Section 1008.25(8)(c), F.S.

- (3) through (4) No change.

(5) Charter schools. Charter schools must utilize their proportionate share of the ~~evidence~~~~research~~-based reading allocation in accordance with Sections 1002.33(7)(a)2.a. and 1008.25(3)(a), F.S. All intensive reading interventions specified by the charter must be delivered by a teacher who is certified or endorsed in reading.

- (6) Literacy Coaches.

(a) If the funding of literacy coaches is part of the ~~Evidence~~~~Research~~-Based Reading Instruction Allocation budget, literacy coaches must be assigned to schools determined to have the greatest need based on student performance data in reading.

(b) Districts must use the Just Read, Florida! literacy coach model or explain the evidence-based coaching model used in their district and how they will monitor the implementation and effectiveness of the coaching model. This must include how communication between the district, school administration, and the reading coach throughout the year will address areas of concern.

- (c) through (d) No change.

(7) District-level monitoring of the District K-12 Comprehensive Evidence-Based Reading Plan Implementation. The plan must demonstrate adequate provisions for:

- (a) through (e) No change.
- (f) Evaluating District K-12 Comprehensive Evidence-Based Reading Plan implementation and impact on student achievement.

1. Districts must annually evaluate the implementation of their District K-12 Comprehensive Evidence-Based Reading Plan on the form entitled District K-12 CERP Reflection Tool, after conducting a root-cause analysis of student performance data to evaluate the effectiveness of interventions.

2. The evaluation must:

- a. Analyze elements of the district’s plan, including literacy leadership, literacy coaching, standards assessment, curriculum, instruction, intervention, assessment, professional learning development, and family engagement;
- b. Include input from teachers, literacy coaches, and administrators at the school level; ~~and~~
- c. Identify elements in need of improvement and evidence-based strategies to increase literacy outcomes for students; and
- d. Analyze the effectiveness of interventions implemented in the prior year.

3. Districts must ~~submit~~~~provide their evaluation of the District K-12 CERP Reflection Tool~~~~Comprehensive Evidence-Based Reading Plan~~ to the Just Read, Florida! Office by the deadline established in subsection (14) of this rule.

4. The district must use the evaluation to improve implementation of the district’s plan for the following school year to increase student achievement.

(8) through (9) No change.

(10) ~~Family Engagement Parent Support~~ through a Read-at-Home Plan. In accordance with Section 1008.25(5)(c), F.S., the parent of any student who exhibits a substantial deficiency in reading, as identified in accordance with subsection (12) of this rule, must be provided a read-at-home plan, including multisensory strategies, that the parent can use to help with reading at home.

(11) Assessment, Curriculum, and Instruction.

(a) No change.

(b) K-12 reading instruction will align with Florida's Revised Formula for Success, 6 + 4 + T1 + T2 + T3, which includes the following:

1. Six (6) components of reading: oral language, phonological awareness, phonics, fluency, vocabulary, and comprehension;

2. Four (4) types of classroom assessments: screening, progress monitoring/~~formative assessment, diagnosis,~~ diagnostic, and summative assessment;

3. Core ~~I~~nstruction (Tier 1): is standards-aligned; includes accommodations for students with a disability, students with an Individual Educational Plan (IEP), and students who are English language learners; provides print-rich explicit and systematic, scaffolded, ~~and~~ differentiated instruction, and corrective feedback; builds background and content knowledge; incorporates writing in response to reading; and incorporates the principles of Universal Design for Learning as defined in 34 C.F.R. 200.2(b)(2)(ii);

4. ~~Supplemental Instruction/Immediate I~~ntervention (Tier 2): is standards-aligned; includes accommodations for students with a disability, students with an IEP, and students who are English language learners; provides explicit, systematic, small group teacher-led instruction matched to student need, targeting gaps in learning to reduce barriers to students' ability to meet Tier 1 expectations; provides multiple opportunities to practice the targeted skill(s) and receive corrective feedback; and occurs in addition to core instruction; and

5. ~~Immediate I~~ntensive, Individualized Instruction/Intervention (Tier 3): ~~is provided to students identified as having a substantial deficiency in reading as identified in accordance with subsection (12) of this rule;~~ is standards-aligned; includes accommodations for students with a disability, students with an IEP, and students who are English language learners; provides explicit, systematic, individualized instruction based on student need, one-on-one or very small group instruction with more guided practice, immediate corrective feedback, and frequent progress monitoring; and occurs in addition to core instruction and Tier 2 interventions. In accordance with Section ~~1008.25(4)(c), F.S., students identified with a substantial reading deficiency must be covered by a federally required student plan, such as an IEP or an~~

~~individualized progress monitoring plan and receive 1011.62(8)(d), F.S.,~~ intensive reading interventions must be delivered by instructional personnel ~~from teachers~~ who are certified or endorsed in reading.

(c) Data from the results of formative assessments will guide differentiation of instruction and intervention in the classroom.

(d) Districts are required to develop Assessment/Curriculum Decision Trees to demonstrate how data will be used to determine specific reading instructional needs and interventions for all students in grades K-12. The chart must include:

1. Name of assessment(s): screening, ~~diagnostic~~, progress monitoring, diagnostic, local assessment data, statewide assessments, or teacher observations in use within the district. Pursuant to Section 1002.69, F.S., the Florida Kindergarten Readiness Screener (FLKRS) must be used as a component of identification for kindergarten students, and according to subsection (12) of this rule, the assessment tool used to identify students in grades K-3 with a substantial deficiency in reading. Pursuant to Section 1008.25(4)(a), F.S., the Florida Standards Assessment-English Language Arts (FSA-ELA) must be one of the components used for grades 3-12;

2. through 6. No change.

7. The decision trees must include specific criteria for when a student is identified to receive intensive reading intervention, what intensive reading interventions will be used, how the intensive reading interventions are provided and assurance that intensive reading interventions are delivered by a teacher who is certified or endorsed in reading ~~and how the intensive reading interventions are provided~~. Districts must identify the multisensory intervention provided to students in grades K-3 who have a substantial deficiency in reading.

(12) Identification of Students with a Substantial Reading Deficiency. In accordance with Section 1008.25(4)(c), F.S., students identified with a substantial reading deficiency as determined in Section 1008.25(5)(a), F.S., must be covered by a federally required student plan, such as an individual educational plan (IEP) or an individualized progress monitoring plan, or both, as necessary. A kindergarten through grade 3 student is identified as having a substantial deficiency in reading if any of the following criteria are met:

(a) The student scores at the lowest achievement level/benchmark as identified by the publisher during a universal screening period, on an assessment listed in the district's approved District K-12 Comprehensive Evidence-~~B~~ased Reading Plan; and beginning in 2022-2023 school year, students scoring at the lowest achievement level/benchmark on the coordinated screening and progress monitoring system pursuant to Section 1008.25(8), F.S.;

(b) The student scores at the lowest achievement

level/benchmark as identified by the publisher during progress monitoring administration at any time during the school year, on an assessment listed in the district’s approved District K-12 Comprehensive Evidence-Based Reading Plan and beginning in 2022-2023 school year, students scoring at the lowest achievement level/benchmark on the coordinated screening and progress monitoring system pursuant to Section 1008.25(8), F.S.; or

(c) The student has demonstrated, through consecutive formative assessments or teacher observation data, minimum skill levels for reading competency in one or more of the areas of phonological awareness; phonics; vocabulary, including oral language skills; reading fluency; and reading comprehension.

(13) Three-hundred (300) Lowest-Performing Elementary Schools.

(a) through (c) No change.

1. through 2. No change.

3. The intensive reading instruction delivered in this additional hour includes evidence research-based reading instruction that has been proven to accelerate progress of students exhibiting a reading deficiency, including:

a. Differentiated instruction based on screening, ~~diagnostic~~, progress monitoring, diagnostic, or student assessment data to meet students’ specific reading needs;

b. Explicit and systematic reading strategies to develop phonemic awareness, phonics, fluency, vocabulary, and comprehension, with more extensive opportunities for guided practice, error correction, and feedback; and

c. Coordinated integration of civic literacy, social studies, science, and mathematics text reading, text discussion, and writing in response to reading.

(14) Annually, the Department will post at <https://www.fl DOE.org/academics/standards/just-read-fl/readingplan.stml> the deadlines for school districts to submit their District K-12 Comprehensive Evidence-Based Reading Plan, ~~the amendment for the three hundred (300) lowest-performing elementary schools,~~ and the District evaluation of plan implementation K-12 CERP Reflection Tool.

(15) The following documents are incorporated by reference in this rule:

(a) District K-12 Comprehensive Evidence-Based Reading Plan, Form No. CERP-1 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-12690>), effective, ~~March 2022~~ February 2021;

(b) District K-12 CERP Reflection Tool, Form No. CERP-2, (DOS LINK) effective, March 2022;

(c) 20 U.S.C. §7801(21)(A)(i) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-12691>), effective, December 10, 2015; and

(d) 34 C.F.R. §200.2(b)(2)(ii) (<http://www.flrules.org/Gateway/reference.asp?No=Ref->

12692), effective, December 8, 2016.

These documents may be obtained from the Department at <https://www.fl DOE.org/academics/standards/just-read-fl/readingplan.stml>.

Rulemaking Authority 1001.02(2), 1011.62, 1008.25 FS. Law Implemented 1001.215, 1011.62, 1008.25 FS. History—New 6-19-08, Amended 4-21-11, 2-17-15, 12-22-19, 2-16-21.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lindsey Brown, Executive Director, Just Read, Florida!

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 20, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-6.0652 Competency-Based Education Pilot Program

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to extend the program period for the Competency-Based Education Pilot Program from 5 years to 7 years in accordance with legislative changes found in section 6 of SB 1108.

SUMMARY: Extends the Competency-Based Education Pilot Program to the end of the 2022-2023 school year.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based upon experience implementing the Competency-Based Education Pilot Program, the adverse impact or regulatory cost of this proposed rule, if any, is not expected to exceed any of the economic criteria set forth in Section 120.541(2)(a), F.S. and will not require legislative ratification. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1)(n), 1003.4996(6), F.S.

LAW IMPLEMENTED: 1001.10(3), 1003.4996, F.S.
 A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
 DATE AND TIME: February 9, 2022, 9:00 a.m.
 PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael DiPierro, Director of Standards at Michael.DiPierro@fldoe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:
6A-6.0652 Competency-Based Education Pilot Program

(1) Beginning with the 2016-17 school year, the Competency-Based Education (CBE) Pilot Program is created within the Department of Education to be implemented for a period of seven (7) five (5) years. The purpose and effect of the pilot program is to allow students to progress through Florida’s Next Generation Sunshine State Standards (NGSSS) at their own pace. The State Board of Education-approved course descriptions that include the State Board of Education-approved NGSSS remain the foundation of instruction. The State Board of Education may authorize the commissioner to grant waiver of rules for eligible participants specific only to requirements associated with student progression and the awarding of credits. The school district is required to indicate how the law will be implemented in light of the requested waiver. Funding for students participating in the CBE Pilot Program will be reported pursuant to the requirements of Section 1011.62, F.S.

(2) through (3) No change.

Rulemaking Authority 1001.02, 1003.4996 FS. Law implemented 1001.10(3), 1003.4996 F.S. History—New 8-21-18.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael DiPierro, Director of Standards.
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 14, 2021
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2021.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-10.042
 RULE TITLE: Test Administration and Security
 PURPOSE AND EFFECT: To align the Rule language with ss. 1008.23 and 24, F.S., as amended during the 2021 Legislative Session, by adding additional statutes to those included in subsection (1) of this Rule, thereby expanding the list of tests

required to be maintained and administered in accordance with the provisions of this Rule.

SUMMARY: During the 2021 Legislative Session, ss. 1008.23 and 1008.24, F.S., were amended to expand the assessments that are confidential and exempt from public record disclosures and to make test security violations regarding those assessments punishable as a misdemeanor of the first degree. This amendment, therefore, seeks to add those assessments not currently specified in Rule 6A-10.042, F.A.C., to the list of assessments that are regulated by this Rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Rule amendment relates only to the addition of statutory references to bring the Rule language into compliance with ss. 1008.23 and 1008.24, F.S.; therefore, there is no impact on economic growth, private sector job creation, employment, private sector investment, or business competitiveness as a result of this Rule amendment. The proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S. and will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1003.49, 1008.22(13), 1008.23(1), 1008.24, 1008.25(10), F.S.

LAW IMPLEMENTED: 1003.49, 1008.23, 1008.24, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Vince Verges, Assistant Deputy Commissioner, Accountability, Research, and Measurement; (850)245-0513.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.042 Test Administration and Security.

(1) Tests implemented in accordance with the requirements of Sections 1002.69, 1003.52, 1003.56, 1004.93, 1007.25, 1007.35, 1008.22, 1008.25, 1008.30, 1012.55 and 1012.56, F.S., shall be maintained and administered in a secure manner such that the integrity of the tests shall be preserved.

(a) through (i) No change.

(2) through (5) No change.

Rulemaking Authority 1001.02, 1003.49, 1008.23, 1008.24 FS. Law Implemented 1003.49, 1008.23, 1008.24 FS. History—New 7-5-87, Amended 10-26-94, 11-3-13, 1-7-16.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Vince Verges, Assistant Deputy Commissioner,
Accountability, Research, and Measurement.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner,
Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 15, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-10.0315 Common Placement Testing and Instruction
PURPOSE AND EFFECT: Senate Bill 366 amended multiple Florida Statutes to expand the mechanisms institutions may use to assess readiness for college-level work. In addition to identifying approved common placement tests, the State Board of Education (SBOE) is required to adopt rules to develop and implement alternative methods for assessing communication and computation skills. The purpose of this rule amendment is to specify the alternative methods and associated minimum standards that Florida College System (FCS) institutions may use. Other technical changes will be made. Once the rule is effective, FCS institutions may use approved alternative methods in lieu of or in addition to common placement test to determine college readiness for dual enrollment, developmental education, admissions and meta-major advising.

SUMMARY: Alternative methods for assessing college readiness in the Florida College System.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the

statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is not expected to have any adverse impact on economic growth, business competitiveness, increase regulatory cost or any other factor listed in s. 120.541, F.S. and will not require legislative ratification. This is based upon the nature of the amendments, which expands the mechanisms colleges can use to assess a student’s readiness for college.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), (6), 1008.30(2), F.S.

LAW IMPLEMENTED: 1008.30, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mike Sfiropoulos, Ph.D., Director of Academic Affairs, Division of Florida Colleges, Mike.Sfiropoulos@fldoe.org or (850)245-9523.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.0315 Demonstration of Readiness for College-Level Communication and Computation Common Placement Testing and Instruction.

(1) The purpose of this rule is to establish methods for assessing communication and computation skills and the minimum standards ~~the test scores~~ a student must achieve to demonstrate readiness to perform college-level work pursuant to section 1008.30, F.S. ~~A student who demonstrates readiness by achieving or exceeding standard test scores established herein and enrolls in a Florida College System institution within two (2) years after achieving such scores shall not be required to retest or complete developmental education at a Florida College System institution.~~ “Developmental education” prepares students for college level reading, writing and mathematics courses. A student admitted to a Florida College System institution who is assessed for readiness for college-level computation and communication under paragraphs (1)(a) or (1)(b) and whose assessment results indicate ~~whose score on a common placement test indicates~~ a need for developmental education must be advised of all the developmental education options offered at the institution and, after advisement, shall be allowed to enroll in the developmental education option of his or her choice. ~~Colleges must allow students to enroll in developmental education courses.~~

(a) Exempt students. Further in accordance with section 1008.30, F.S., a student who entered 9th grade in a Florida public school in the 2003-2004 school year, or any year thereafter, and earned a Florida standard high school diploma or a student who is serving as an active duty member of any branch of the United States Armed Services shall not be required to be assessed for readiness for college-level work in communication and computation ~~take a common placement test~~ and shall be considered exempt. Exempt students shall not be required to enroll in developmental education instruction in a Florida College System institution. However, an exempt student may opt to be assessed and to enroll in developmental education, and the college shall provide such assessment and courses upon the student’s request.

(b) Non-exempt students. Non-exempt students who have not earned credit for college level coursework for reading, writing, and mathematics shall be assessed for readiness for college-level work ~~tested for proficiency~~ prior to the completion of initial registration. Non-exempt students whose assessment results indicate a need for developmental education ~~earning scores less than those listed below~~ shall enroll in developmental education in the area of the deficiency.

(2) Common placement tests. Exempt and non-exempt students meeting or exceeding standard scores on any of the following tests, using the highest score in the case of multiple scores, may be enrolled in college level courses. Institutions shall accept scores on the public high school transcript as an official record of scores in addition to official score reports from the issuing entity listed in this subsection. A student who demonstrates readiness by achieving or exceeding standard test scores established herein and enrolls in a Florida College System institution within two (2) years after achieving such scores shall not be required to retest or complete developmental education at a Florida College System institution.

Florida Postsecondary Education Readiness Test (PERT)	
Standard Score	
Reading	106
Writing	103
Mathematics	114
ACCUPLACER, The College Board	
Through January 2020	
Reading Comprehension	83
Sentence Skills	83
Elementary Algebra	72
Next-Generation ACCUPLACER, The College Board	
Since September 2019	
Quantitative Reasoning, Algebra, and Statistics (QAS)	
	242
Reading	245
Writing	245
SAT, The College Board	

Since March 1, 2016	
Reading Test	24
Writing and Language Test	25
Math Test	24
ACT with Writing or ACT, Inc.	
Reading	19
English	17
Mathematics	19

(3) Alternative methods to common placement tests. Pursuant to section 1008.30, F.S., Florida College System institutions may use alternative methods in lieu of the common placement tests under subsection (2) to assess student readiness for college-level work in communication and computation. Institutions shall recognize scores and grades on alternative methods specified in paragraphs (3)(a) through (3)(c) as valid for placement purposes for a minimum of two years.

(a) Tests and assessments. A score that meets or exceeds the standard score on any one of the assessments shall be accepted as demonstration of readiness for college-level work. Institutions shall accept scores on the public high school transcript in addition to official score reports from the issuing entity listed in this subsection as an official record.

<u>PSAT/NMSQT (PSAT 10), The College Board</u>	
<u>Standard Score</u>	
<u>Reading Test</u>	<u>24</u>
<u>Writing and Language Test</u>	<u>25</u>
<u>Mathematics Test</u>	<u>24</u>
<u>PreACT®</u>	
<u>Reading</u>	<u>22</u>
<u>English</u>	<u>18</u>
<u>Mathematics</u>	<u>22</u>
<u>General Educational Development (GED®) Test</u>	
<u>Reasoning Through Language Arts</u>	<u>165</u>
<u>Mathematical Reasoning</u>	<u>165</u>
<u>Test Assessing Secondary Completion (TASC™)</u>	
<u>Language Arts Reading</u>	<u>580</u>
<u>Language Arts Writing</u>	<u>560</u>
<u>and 6 on Essay</u>	
<u>Mathematics</u>	<u>560</u>
<u>High School Equivalency Test (HiSET®)</u>	
<u>Language Arts Reading</u>	<u>15</u>
<u>Language Arts Writing</u>	<u>15</u>
<u>Mathematics</u>	<u>15</u>
<u>End-of-Course Assessments</u>	
<u>Algebra 1 End-of-Course Assessment</u>	<u>4</u>
<u>Geometry End-of-Course Assessment</u>	<u>4</u>
<u>ALEKS® PPL</u>	
<u>Mathematics</u>	<u>30</u>

(b) Performance in high school coursework. Any student who has an unweighted high school GPA of 3.0 and achieves a grade of “B” or better in any of the courses listed below shall

have demonstrated readiness for college-level work. Institutions shall accept courses and grades on the public high school transcript as an official record.

1. Courses Taught at a Florida Public High School

Mathematics

Algebra 1/Algebra 1 Honors

Algebra 2/Algebra 2 Honors

Pre-Calculus

Calculus

Geometry

Probability and Statistics

Math for College Algebra

Math for College Statistics

Math for College Liberal Arts

English Language and Literature

English 4/English 4 Honors

2. Accelerated High School Courses

Mathematics

Advanced International Certificate of Education (AICE)

high school mathematics courses

Advanced Placement (AP) high school mathematics courses

International Baccalaureate (IB) high school mathematics courses

English Language and English Literature

Advanced International Certificate of Education (AICE) high school English courses

Advanced Placement (AP) high school English courses

International Baccalaureate (IB) high school English courses

(c) Credit-by-examination. Students achieving passing scores and receiving credit for college-level communication or computation pursuant to the credit-by-examination equivalency list in Rule 6A-10.024, F.A.C., shall have previously demonstrated readiness for college-level coursework.

(d) Local placement methods for developmental education.

To use a local placement method, an institution must first receive approval of that method by the Department. Approval is based on a satisfactory demonstration that the method is a valid and reliable indication of a student's readiness for college-level coursework in the subject area addressed in the method. The process for receiving approval is as follows.

1. A Florida College System institution seeking consideration of approval must complete and submit the Application to Use Local Method to Determine College Readiness for Developmental Education, Form No. ALTPLACE-01 (URL) which is hereby incorporated by reference in this rule effective March 2022. A copy of the form may be found at <https://www.fldoe.org/schools/higher-ed/fl-college-system/academic-student-affairs/> or by writing to the Division at 325 West Gaines Street, Suite 1244, Tallahassee, Florida 32399.

2. Institutions must complete Form No. ALTPLACE-01

for each local placement method requested. Evidence must include information on the method's availability and accessibility and supporting documentation containing quantitative and/or qualitative data to demonstrate the validity and reliability of the local placement method. The documentation must be recent, which is defined as within the last three to five years, and must demonstrate why the method and the minimum standard identified by the college for the method represent an accurate measure of college readiness comparable to other alternative assessments and standards identified in this rule.

3. Institutions must submit Form No. ALTPLACE-01 the term preceding the term in which the local placement method becomes effective: spring for a summer effective date, summer for a fall effective date, and fall for a spring effective date. The Division of Florida Colleges (Division) will publish the specific deadlines at <https://www.fldoe.org/schools/higher-ed/fl-college-system/academic-student-affairs/>. Form No. ALTPLACE-01 and supporting documentation must be submitted via email to FCSInfo@fldoe.org.

4. The Division will provide the institution with a written decision upon review of a complete submission.

a. "Full approval" indicates the application and supporting documentation were sufficient in demonstrating the local placement method is a valid and reliable placement tool; the institution is fully approved to use the local placement method for developmental education placement.

b. "Provisional approval" indicates the application and supporting documentation demonstrated the local placement method may be a valid and reliable placement tool, but up-front information is limited. The provisionally approved institution has approval to use the local placement method for a period of three terms, during which time the institution will be required to collect data on the efficacy of the method. At the conclusion of the provisional period, the institution will be required to resubmit their application and supporting documentation to the Division for consideration.

c. "Denial" indicates the application and supporting documentation did not demonstrate the local placement method may be a valid and reliable placement tool. If the application is denied, the institution will receive written notification identifying the specific areas of deficiency. The institution may resubmit its application at a later date once any outstanding issues are resolved.

5. Institutions receiving approval must participate in an annual data collection process to monitor usage of local methods and student performance in coursework.

(3) ~~Students whose first language is not English may be placed in developmental education prior to the required common placement testing, if such instruction is otherwise demonstrated as being necessary. Such students shall require~~

~~common placement testing.~~

(4) Student records and test scores are confidential education records under Section 1002.221, F.S. Institutions are required to comply with Section 1002.221, F.S., in maintaining confidentiality of these records.

(5) Florida College System institutions may establish local policies and procedures governing the use of assessments and alternative methods for placement ~~The Commissioner shall report to the State Board of Education each year the results of common placement testing.~~

Rulemaking Authority 1001.02(6), 1008.30(1), (2) ~~(3), (4)~~ FS. Law Implemented 1001.02, 1007.263, 1007.271 1008.02, 1008.30 FS. History—New 7-15-84, Amended 6-6-85, Formerly 6A-10.315, Amended 5-17-88, 7-25-91, 10-18-94, 8-28-95, 6-25-96, 3-28-00, 2-12-12, 8-21-12, 6-27-13, 10-22-13, 11-29-16, 9-24-19.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mike Sfiropoulos, Ph.D., Director of Academic Affairs, Division of Florida Colleges.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 22, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 29, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-14.092
 RULE TITLE: Textbook Affordability

PURPOSE AND EFFECT: The proposed amendment updates components of Florida College System textbook affordability policies and reporting requirements, including: the removal of the seventy-five (75) day requirement language to notify bookstores of adopted materials; the inclusion of reasonable exceptions to the forty-five (45) day posting requirement pursuant to Section 1004.085(5), Florida Statutes (F.S.); and general clean up to clarify reporting requirements. Other technical changes will be made to rule language. The proposed amendment removes language around the 75-day adoption requirement, adds provisions to align with the statute and provides clear, explicit guidance regarding reasonable exceptions and reporting requirements.

SUMMARY: To update components of Florida College System textbook affordability policies and reporting requirements, specifically: the removal of the seventy-five (75) day requirement language to notify bookstores of adopted materials; the inclusion of reasonable exceptions to the forty-five (45) day posting requirement pursuant to Section 1004.085(5); and general clean up to clarify reporting requirements. Other technical changes will be made to rule language.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S. and will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1004.085(5), 1004.085(6), 1001.02(1), 1001.02(2)(n), F.S.

LAW IMPLEMENTED: 1004.085, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mike Sfiropoulos, Ph.D., Director of Academic Affairs, Division of Florida Colleges, Mike.Sfiropoulos@fldoe.org or (850)245-9523.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-14.092 Textbook Affordability.

Pursuant to Section 1004.085, F.S., institutions within the Florida College System through the Chief Academic Officer or designee(s) shall:

- (1) Monitor and confirm compliance with Section 1004.085(5), F.S., which requires that required and recommended textbooks and instructional materials are published at least forty-five (45) days before the first day of class for each term for at least 95 percent of all scheduled course sections. Sections where no textbook is required or no-cost open educational resources are used are subject to the forty-five (45) day notification requirement. Exceptions to this requirement are as follows: Adopt textbooks and instructional materials no later than seventy five (75) days prior to the first day of classes for 95% of sections. No later than seventy five (75) days prior to the first day of classes, colleges shall share a

~~list of adopted textbooks and instructional materials with bookstores to allow sufficient lead time to bookstores to work with publishers so as to confirm availability of the requested materials and to ensure maximum availability of used books. Where courses are added after this seventy five (75) day deadline, textbooks for such courses shall be adopted as soon as is feasible to ensure sufficient lead time.~~

(a) The originally adopted textbook or instructional material is no longer available;

(b) A faculty member is hired or assigned to teach the course section after the forty-five (45) day notification deadline;

(c) The course section is added after the forty-five (45) day notification deadline;

(d) The instructional modality of the course section changes after the forty-five (45) day notification deadline; and

(e) The course is continuing workforce education.

(2) Ensure that pursuant to Section 1004.085(5), F.S., for those classes added after the forty-five (45) day notification deadline, ~~institutions shall post~~ textbook information is posted on their websites immediately as such information becomes available.

(3) Select textbooks and instructional materials through cost-benefit analyses that enable students to obtain the highest-quality product at the lowest available price, by considering, in addition to those items listed in Section 1004.085(6)(7)(g), F.S.:

(a) The length of time that textbooks and instructional materials remain in use, prioritizing textbooks and instructional materials that will remain in use for a minimum of three (3) years.

(b) Course-wide adoption, specifically for ~~high enrollment~~ general education courses.

(4) No change.

(5) ~~The board of trustees of each Florida College System institution shall report~~ Report by September 30 of each year to the Chancellor of the Florida College System, in a format determined by the Chancellor, the following:

(a) The textbook and instructional materials selection process for ~~general education courses with a wide cost variance and high-enrollment courses; course sections with no cost shall not be included in the examination of cost variance between different sections of the same course.~~

(b) through (c) No change.

(d) The number of courses and course sections that were not able to meet the textbook and instructional materials posting deadline for the previous academic year, identifying those related to exceptions provided under subsection (1).

Rulemaking Authority 1004.085(5), F.S., 1004.085(6), F.S., 1001.02(1), F.S., 1001.02(2)(n), F.S.. Law Implemented 1004.085 F.S. History—New 2-25-09, Amended 10-17-17.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mike Sfiropoulos, Ph.D., Director, Academic Affairs.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 21, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 3, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-20.028 Florida Bright Futures Scholarship Program.

PURPOSE AND EFFECT: To clarify current processes and statutory changes made by the Florida Legislature. The effect will be a rule which is consistent with governing law.

SUMMARY: The amended rule removes the requirement that funding begins in the fall and provide the option for students to use the Free Application for Federal Student Aid (FAFSA) to apply to the Florida Bright Futures Scholarship Program. Removes language specifying grade levels for home-educated students and clarifies that volunteer service hour requirements apply to students from public, private, and home education settings. Articulates initial and renewal eligibility requirements for students who earn Florida Career and Professional Education Act (CAPE) certification. Specifies initial eligibility test score requirements for high school graduates. Updates provisions for students who fulfill religious service obligations. Provides clarification and eligibility requirements for spring/summer students. Remove scholarship length language specifying students must receive a scholarship disbursement within the first two academic years following high school graduation.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S. and will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), 1009.53(3), F.S.
LAW IMPLEMENTED: 1009.40, 1009.42, 1009.43, 1009.53, 1009.531, 1009.532, 1009.533, 1009.534, 1009.5341, 1009.535, 1009.536, 1009.538, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Parker Campbell, Director, State Scholarships and Grants, Finance and Operations, (850)410-5185.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.028 Florida Bright Futures Scholarship Program.

(1) through (2) No change.

(3) Initial eligibility requirements.

(a) Information about the scholarship program is made available via the Florida Department of Education (FDOE), Office of Student Financial Assistance (OSFA) website (<http://www.floridastudentfinancialaidsg.org>).

(b) For purposes of eligibility, in accordance with Section 1009.531(1)(e), F.S., a student is not eligible ~~for to receive~~ a Bright Futures Scholarship if the student has been found guilty of a felony charge by a plea, jury verdict or a judge, or pled nolo contendere to a felony charge but has had adjudication of guilt withheld. However, a student is not deemed to have been found guilty of, or entered a plea of nolo contendere to, a felony charge if the student:

1. through 3. No change.

(c) For the purposes of initial eligibility, in accordance with Section 1009.531(1), F.S.:

1. A Florida public or private high school graduate, GED recipient, or home-educated student whose high school graduation date is no later than August 31 will be initially eligible for the ~~fall~~ term after the spring of the year of graduation.

2. The student must file the FFAA-1, Florida Financial Aid Application for Students, as incorporated by reference in Rule 6A-20.019, F.A.C., or the Free Application for Federal Student Aid (FAFSA), as incorporated by reference in Rule 6A-20.023, F.A.C., no later than August 31 immediately following high school graduation, and meet all Bright Futures academic requirements provided in Florida Statutes. A copy of Form FFAA-1 may be obtained from the Office of Student Financial

Assistance, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400 or online at <https://www.floridastudentfinancialaidsg.org> ~~http://www.floridastudentfinancialaid.org/SSFAD/home/uama~~ ~~in.htm~~. A copy of the FAFSA is available at www.fafsa.gov.

3. Students who intend to graduate high school mid-year must file the FFAA-1, Florida Financial Aid Application for Students, or the Free Application for Federal Student Aid (FAFSA), as incorporated by reference in Rule 6A-20.023, F.A.C., by December 31 of the student's last year in high school, ~~by the August 31 prior to the student's graduation,~~ and meet all Bright Futures academic requirements provided in Florida Statutes. A mid-year high school graduate seventh semester evaluation includes completed spring coursework and grades, fall coursework in progress, volunteer service hours, and test scores for test dates through the end of June. A mid-year high school graduate eighth semester evaluation includes all coursework and grades through fall semester of high school graduation, volunteer service hours, and test scores for test dates through the end of January and a graduation date from an official standard diploma or its equivalent.

4. A student's initial year of eligibility is defined as the first academic year immediately following high school graduation or its equivalent, whether funded or not.

(d) A home-educated student applying for a Florida Academic Scholars award under Section 1009.534, F.S., must complete volunteer service hours that meet the following requirements during high school and by high school graduation:

1. through 2. No change.

3. The documented hours must be submitted by the ~~student's~~ district where the student is registered ~~for the 11th and 12th grades~~ as a home-educated student.

4. Students attending public or private Florida high schools are required to follow volunteer service hour requirements during high school and by high school graduation as specified in subparagraphs (3)(d)1. and (3)(d)2. of this rule.

(e) through (f) No change.

(g) Initial Academic Criteria:

1. For the purposes of student eligibility, in accordance with Sections 1009.534(1)(a) and 1009.535(1)(a), F.S., coursework must include a minimum of four (4) credits in English, four (4) credits in mathematics, three (3) credits in science, three (3) credits in social science, and completion of the foreign language component of the scholar designation pursuant to Section 1003.4285, F.S.

a. Required coursework, as listed in the Course Code Directory, as incorporated in Rule 6A-1.09441, F.A.C., and, therefore, approved by the State Board of Education for initial eligibility for the Florida Academic Scholars or Florida Medallion Scholars awards, includes the minimum college preparatory academic courses as required for state university

system admissions and outlined in the Florida Board of Governors Regulation 6.002 Admission of Undergraduate First-Time-in-College, Degree-Seeking Freshmen which is hereby incorporated by reference (<http://www.flrules.org/Gateway/reference.asp?No=Ref-07541>). A copy of the Florida Board of Governors Regulation 6.002 may be obtained online at <https://www.flbog.edu/regulations/active-regulations/> ~~<http://www.flbog.edu/about/regulations/regulations.php>~~ or from the Florida Board of Governors, 325 West Gaines Street, Suite 1614, Tallahassee, Florida 32399-0400.

b. through d. No change.

I. To be eligible for the Florida Academic Scholars award, a student graduating high school in the 2020-21 through 2022-23 academic years must achieve the required examination score at the 89th SAT User percentile which equates to a 1330 SAT or a 29 ACT.

II. To be eligible for the Florida Medallion Scholars award, a student graduating high school in the 2020-21 through 2022-23 academic years must achieve the required examination score at the 75th SAT User percentile which equates to a 1210 SAT or a 25 ACT.

III. The required scores may be adjusted annually only if the required score drops below the specified SAT User percentiles.

IV. Before each school year, examination score requirements applicable to students graduating in the next two (2) years will be published on the OSFA website (<https://www.floridastudentfinancialaidsg.org>).

e. Students who earn a minimum of five (5) postsecondary credit hours through the Florida Career and Professional Education Act (CAPE) industry certifications that articulate for college credit and complete thirty (30) volunteer service hours qualify for a Bright Futures Florida Gold Seal CAPE Scholars award. Qualifying CAPE industry certifications are those published on the “Gold Standard Career Pathways” list available on the website at <https://www.fldoe.org/academics/career-adult-edu/career-technical-edu-agreements/>.

2. For purposes of meeting the requirements of a passing score on the college entry level placement test or its equivalent, in accordance with Section 1009.536, F.S., a student applying for the Florida Gold Seal Vocational Scholars award must earn at least the minimum qualifying subtest scores from the Florida Postsecondary Education Readiness Test (PERT), SAT, or ACT, as specified in Rule 6A-10.0315, F.A.C. Sections of the PERT, SAT, or ACT from different test dates may be used to meet the test criteria, but test types cannot be mixed.

(h) For the purposes of student eligibility, in accordance with Section 1009.531(5), F.S., a student who wishes to qualify for any Bright Futures Scholarship award but does not meet all

of the requirements may be allowed additional time to complete the requirements ~~receive the award~~ if the principal of the student’s school or the district superintendent verifies on letterhead that deficiencies are due to school personnel providing inaccurate or incomplete information. The private high school may and the public school district shall allow the student to correct the deficiencies and the principal or school district will provide an updated high school transcript as necessary. The student is required to submit official postsecondary transcript(s) to the FDOE with any postsecondary coursework taken to satisfy deficiencies. The student must complete all requirements by December 31 of the student’s high school graduation year. If the student completes the requirements by December 31, the student must receive the award for the full academic year, including the fall term.

(4) No change.

(5) Renewing Academic Criteria.

(a) No change.

(b) Academic eligibility criteria for a renewed award, in accordance with Section 1009.532, F.S., shall be evaluated based on an institutional cumulative GPA and cumulative hours earned at the end of the academic year, which for this purpose shall be defined as the end of the second semester or third quarter of each academic year, which is the end of the spring term, or is the end of the summer term for students in the Program for the Spring and Summer Terms in accordance with Section 1009.215, F.S. Students in this cohort class will hereafter be referred to as spring/summer students.

1. through 3. No change.

4. The Florida Gold Seal CAPE Scholars renewal award requires a 2.75 unweighted and unrounded GPA on a 4.0 scale and a minimum of twelve (12) semester hours earned per term funded for a full-time student, a minimum of nine (9) for nine (9) to eleven (11) hours per term funded for a three-quarter time student, and a minimum of six (6) for six (6) to eight (8) hours per term funded for a half-time student, or the equivalent in quarter or clock hours.

5. 4- The cumulative GPA required to renew any Florida Bright Futures Scholarship Program award as referenced in Sections 1009.534, 1009.535 and 1009.536, F.S., shall be determined by the institution where the student is enrolled as degree- or certificate-seeking as the student’s ~~institutional~~ cumulative GPA. The GPA shall be computed to two (2) decimals and shall not be rounded.

6. 5. For the purposes of eligibility, in accordance with Section 1009.40(1)(b)4., F.S., a student who does not earn the required renewal GPA and/or hours for renewed status may still be renewed if granted an exception from the academic requirements. A student must submit an institutional appeal at the institution where the student did not meet the renewal requirements for renewed status and provide documentation as

required by the institution within thirty (30) days of the ineligibility notice or institutional deadline, whichever is later.

(c) Eligibility criteria for a reinstated award shall be determined if the student did not receive scholarship funding for the last academic year during which the student was eligible. The student must submit Form FFAA-3, Florida Financial Aid Reinstatement/Restoration Application, as incorporated by reference in Rule 6A-20.027, F.A.C., by May 30 of the academic year the student is seeking funding. A student who enlists in the United States Armed Forces as referenced in Section 1009.531(2), F.S., and submits Form FFAA-3, Florida Financial Aid Reinstatement/Restoration Application, as incorporated by reference in Rule 6A-20.027, F.A.C., by May 30 of the academic year the student is seeking funding, must also submit to the FDOE via U.S. mail proof of all active-duty assignments from high school graduation through the date of the requested reinstatement year. Acceptable proof of active-duty assignment(s) is the Department of Defense Certificate of Release or Discharge from active-duty, the DD Form 214.

(d) A student who engages in a full-time religious or federal government service obligation lasting at least eighteen (18) months which begins within 1 year after completion of high school as referenced in Section 1009.531(2)(c), F.S., and submits Form FFAA-3 by May 30 of the academic year the student is seeking funding must also provide documentation of the service obligation. The student must submit to the FDOE Form RSOR-01, Religious or Service Obligation Reporting Form, to document the service obligation ~~from high school graduation through the date of the requested reinstatement year.~~ Form RSOR-01 is hereby incorporated by reference (<http://www.flrules.org/Gateway/reference.asp?No=Ref-07542>) and made a part of this rule to become effective November 2016. A copy of Form RSOR-01 and Form FFAA-3 may be obtained from the Office of Student Financial Assistance, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400 or online at <https://www.floridastudentfinancialaid.org> ~~<http://www.floridastudentfinancialaid.org/SSFAD/home/uamain.htm>~~.

(e) No change.

(6) Awards. Awards are made under all programs in this section in accordance with Sections 1009.215, 1009.43, 1009.53, 1009.531, 1009.532, 1009.533, 1009.534, 1009.5341, 1009.535, 1009.536 and 1009.538, F.S.

(a) through (b) No change.

(c) A spring/summer student, referenced in paragraph (5)(b) of this rule, is eligible to receive a maximum of three(3) ~~two (2)~~ semesters (or the equivalent) of funding during one (1) academic year. Students ~~funded~~ in the fall term may only receive funding for off-campus or online coursework will be limited to two (2) semesters, fall plus spring or summer funding.

(d) through (e) No change.

(7) Program Length.

~~(a) The student who graduates from high school in 2012-13 and thereafter must receive award funding in at least one (1) term within the first two (2) academic years following his/her high school graduation to be eligible for maximum program funding.~~

~~(a)(b)~~ A student who graduated from high school in 2009-10 and earlier may receive funding up to seven (7) years from high school graduation or a first baccalaureate degree, whichever comes first. A student who graduates from high school in 2010-11 and thereafter may receive funding up to five (5) years from high school graduation or a first baccalaureate degree, whichever comes first.

~~(b)(c)~~ In accordance with Section 1009.5341, F.S., a Florida Academic Scholar or Florida Medallion Scholar who graduated in the 2010-11 academic year and thereafter and has earned a first baccalaureate degree within seven (7) semesters or 105 credit hours of funding, may receive Bright Futures funding for one (1) semester up to fifteen (15) of the student's unused semester or equivalent hours, at the undergraduate rate, for up to seven (7) or five (5) years after high school graduation, dependent upon his or her high school graduation year, if the student enrolls in a graduate degree program at a Bright Futures-eligible institution.

(8) Institutional responsibilities.

(a) through (d) No change.

(e) Florida eligible non-public secondary schools must, in order to annually maintain eligibility to participate in the Florida Bright Futures Scholarship Program:

1. Register as a non-public high school via the Private Annual School Survey (<http://www.fldoe.org/schools/school-choice/private-schools/annual-survey.stml>) with the FDOE.

2. Submit scholarship required courses, volunteer service hours, and other eligibility criteria data as requested for all students in ninth through twelfth grades to the FDOE, via the Online Transcript Entry and Evaluation System (<https://www.floridastudentfinancialaid.org> ~~<http://www.floridastudentfinancialaid.org>~~).

Rulemaking Authority 1001.02(1), 1009.53(3) FS. Law Implemented 1009.40, 1009.42, 1009.43, 1009.53, 1009.531, 1009.532, 1009.533, 1009.534, 1009.5341, 1009.535, 1009.536, 1009.538 FS. History—New 5-10-12, Amended 1-1-14, 11-29-16.

NAME OF PERSON ORIGINATING PROPOSED RULE: Parker Campbell, Director, State Scholarships and Grants, Finance and Operations.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 21, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 1, 2021

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-20.0283
 RULE TITLE: Florida Farmworker Student Scholarship Program

PURPOSE AND EFFECT: To establish a State Board of Education rule to set forth requirements surrounding the Florida Farmworker Student Scholarship Program, including student eligibility, school district and postsecondary institution reporting, as well as, priority for scholarship awards.

SUMMARY: The proposed rule provides that a farmworker or a child of a farmworker is eligible to apply for a scholarship if the student has a 3.5 GPA, has a 90 percent high school attendance rate, no disciplinary actions while in high school and completed community service hours. The student must file a Financial Aid application and be enrolled a minimum of hours in a postsecondary institution. The rule establishes academic and non-academic requirements for renewal of the scholarship. Priority for scholarships is to student renewals and then initial applicants, with those with the least family contribution having priority. The proposed rule also provides the means for non-public secondary schools to register so that a student attending such an institution can receive the scholarship.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based upon experience with scholarship programs in the past, the proposed rule is not expected to increase regulatory cost, negatively impact economic growth or any other factor listed in section 120.541(2), F.S. and will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1009.894(1), F.S.

LAW IMPLEMENTED: 1009.40, 1009.41, 1009.42, 1009.894, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Parker Campbell, Director, State Scholarships and Grants, Finance and Operations, Office of Student Financial Assistance, (850)410-5185.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-20.0283 Florida Farmworker Student Scholarship Program

(1) General eligibility requirements. To receive an initial or renewing Florida Farmworker Student Scholarship Program award a student shall meet the provisions of sections 1009.40, 1009.41, 1009.42 and 1009.894, F.S., and Rules 6A-20.001, 6A-20.003 and 6A-20.0371, F.A.C., and:

(a) Be enrolled in a public Florida postsecondary institution in an undergraduate degree or career certificate program of study.

(b) Be enrolled in a minimum of twelve (12) semester credit hours, or equivalent quarter or clock credit hours, per term.

(c) Be a farmworker as defined in section 420.503, F.S., or child of a farmworker.

(d) Be a Florida resident as provided in section 1009.40 and Rule 6A-20.003 F.A.C. and a U.S. citizen or eligible non-citizen.

(2) Initial eligibility requirements.

(a) Information about the scholarship program is made available via the Florida Department of Education (FDOE), Office of Student Financial Assistance (OSFA) website (<https://www.floridastudentfinancialaidsg.org>).

(b) For the purposes of initial eligibility, in accordance with section 1009.894, F.S., the student must:

1. File the FFAA-1, Florida Financial Aid Application for Students, as incorporated by reference in Rule 6A-20.019, F.A.C., and meet all Florida Farmworker Student Scholarship Program academic requirements provided in Florida Statutes. A copy of Form FFAA-1 may be obtained online at <https://www.floridastudentfinancialaidsg.org>.

2. Complete and submit the *Free Application for Federal Student Aid* (FAFSA) online in time to be processed error-free by the U.S. Department of Education on or before May 15.

3. Have earned a minimum weighted cumulative grade point average (GPA) of 3.5 for all high school courses creditable toward a diploma.

4. Have a minimum ninety (90) percent attendance rate and have no disciplinary action documented on the high school transcript.

5. Have completed a minimum of thirty (30) community service hours. Service hours may not be hours that benefitted the student financially or materially, or be service to family members defined as: parents, grandparents, siblings, aunts, uncles, cousins, nieces, nephews, and spouses, including aforementioned step relations.

(c) At the end of the regular registration period, inclusive of the drop/add period for each academic term for which aid is received, an eligible student shall:

1. Be enrolled for a minimum of twelve (12) credits for a degree program or a minimum of three hundred sixty (360) clock hours per term for a certificate program;

2. Not owe a repayment of a federal Title IV grant, or any state grant or scholarship unless satisfactory arrangements have been made to repay; and

3. Not be in default on any state or federal student loan program unless satisfactory arrangements have been made to repay.

(3) Academic eligibility for renewal awards is determined at the end of the second semester or third quarter of each academic year. To be eligible for a renewal award, a student shall have earned a minimum cumulative institutional grade point average of 2.5 on a 4.0 scale for postsecondary work.

(4) Appeals. An applicant may appeal decisions of ineligibility made due to failure to meet academic progress requirements or errors made by the Office of Student Financial Assistance under the provisions of Rule 6A-20.0371, F.A.C.

(5) Award procedures. The department will make awards, not to exceed the number of full awardees set in statute. Priority in the distribution of funds will be as follows:

(a) First priority will be given to renewal applicants.

(b) Second priority for awards will be given to initial applicants. If the number of awards remaining is insufficient to award all such applicants, they will be ranked and selected first by the least family contribution as specified on the FAFSA and second by the earliest postmark or electronic receipt date of the Florida Financial Aid Application. If the number of awards remaining is insufficient to award all equally ranked applicants, the tie will be broken through random selection.

(6) Florida public school districts shall submit transcript, service hours, and eligibility criteria data by deadlines established by the FDOE.

(7) Institutional Responsibilities. Institutions shall meet the provisions of section 1009.46, F.S. and Rule 6A-20.002, F.A.C.

(8) Florida eligible non-public secondary schools must register as a non-public high school via the Private Annual School Survey (<http://www.fldoe.org/schools/school-choice/private-schools/annual-survey.shtml>) with the FDOE and submit scholarship required courses, service hours, and other eligibility criteria data as requested to the FDOE, via the Online Transcript Entry and Evaluation System

(<https://www.floridastudentfinancialaidsg.org>).

Rulemaking Authority 1001.02(1),(2)(n), 1009.894(1) FS. Law Implemented 1009.40, 1009.894 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE: Parker Campbell, Director, State Scholarships and Grants, Finance and Operations.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 21, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 13, 2021

DEPARTMENT OF EDUCATION

Division of Early Learning

RULE NO.: RULE TITLE:

6M-4.610 Statewide Provider Contract for the School Readiness Program

PURPOSE AND EFFECT: To update the rule, contract and incorporated forms.

SUMMARY: The rule and incorporated forms outline school readiness provider eligibility requirements to deliver the school readiness program.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The office's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S. and will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1002.82(2)(m), F.S.

LAW IMPLEMENTED: 1002.82(2)(m), (8), 1002.84(9), (11), (16), 1002.85(2)(h), 1002.87(2), 1002.88, 1002.91, 1002.97(3), F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Katerina Maroney, Deputy Director, Programs and Policy, Katerina.maroney@oel.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-4.610 Statewide Provider Contract for the School Readiness Program.

(1) General Provisions.

(a) Forms.

1. The State of Florida Statewide School Readiness Provider Contract, Form ~~DELOEL-SR 20~~ with exhibits 1 through 7 (July ~~20222020~~), is hereby adopted and incorporated by reference. Form ~~DELOEL-SR 20L~~ entitled “State of Florida Statewide School Readiness Provider Contract Licensed Provider Responsibilities” (July ~~20222020~~), Form ~~DELOEL-SR 20LE~~ entitled “State of Florida Statewide School Readiness Provider Contract License Exempt Provider Responsibilities” (July ~~20222020~~), Form ~~DELOEL-SR 20FFN~~ entitled “State of Florida Statewide School Readiness Provider Contract Informal Provider Responsibilities” (July ~~20222020~~), and Form ~~DELOEL-SR 20A~~ entitled “State of Florida Amendment to the Statewide School Readiness Provider Contract” (July ~~20222020~~) are hereby adopted and incorporated by reference. A copy of Forms ~~DELOEL-SR 20~~ including exhibits 1 through 7, ~~DELOEL-SR 20A~~, ~~DELOEL-SR 20FFN~~, ~~DELOEL-SR 20LE~~ and ~~DELOEL-SR 20L~~ may be obtained at http://www.floridaeearlylearning.com/oel_resources/rules_guidance_technical_assistance.aspx or from the ~~DivisionOffice~~ of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399. The incorporated forms are also available at: [http://www.flrules.org/Gateway/reference.asp?No=Ref-~~42829~~](http://www.flrules.org/Gateway/reference.asp?No=Ref-42829).

2. The State of Florida Statewide School Readiness Provider Contract, Form ~~DELOEL-SR 20~~ with exhibits 1 through 7 (July ~~20222024~~), is hereby adopted and incorporated by reference. Form ~~DELOEL-SR 20L~~ entitled “State of Florida Statewide School Readiness Provider Contract Licensed Provider Responsibilities” (July ~~20222024~~), Form ~~DELOEL-SR 20LE~~ entitled “State of Florida Statewide School Readiness Provider Contract License Exempt Provider Responsibilities” (July ~~20222024~~), Form ~~DELOEL-SR 20FFN~~ entitled “State of Florida Statewide School Readiness Provider Contract Informal Provider Responsibilities” (July ~~20222024~~), and Form ~~DELOEL-SR 20A~~ entitled “State of Florida Amendment to the Statewide School Readiness Provider Contract” (July ~~20222024~~) are hereby adopted and incorporated by reference. A copy of Forms ~~DELOEL-SR 20~~ including exhibits 1 through 7, ~~DELOEL-SR 20A~~, ~~DELOEL-SR 20FFN~~, ~~DELOEL-SR 20LE~~ and ~~DELOEL-SR 20L~~ may be obtained at

http://www.floridaeearlylearning.com/oel_resources/rules_guidance_technical_assistance.aspx or from the ~~DivisionOffice~~ of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399. The incorporated forms are also available at: (placeholder for new reference link) [https://www.flrules.org/Gateway/reference.asp?No=Ref-~~42829~~](https://www.flrules.org/Gateway/reference.asp?No=Ref-42829).

(b) No change.

(c) All forms referenced in subparagraph (1)(a)1. above, shall be used by the early learning coalitions to enter into provider contracts with an end effective date of June 30, ~~20222024~~. All forms reference in subparagraph (1)(a)2. above, shall be used by the early learning coalitions to enter into provider contracts with a beginning effective date of July 1, ~~20222024~~ and all dates thereafter until a new contract form is subsequently adopted. All SR providers that register to offer the SR Program must execute Form ~~DELOEL-SR-20~~ including exhibits, and Form ~~DELOEL-SR 20FFN~~, ~~DELOEL-SR 20LE~~ or ~~DELOEL-SR 20L~~ for the appropriate contract year.

(d) No change.

(e) No change.

(f) Neither a coalition nor an SR provider may omit, supplement or amend the terms and conditions of the Statewide School Readiness Provider Contract, except for those amendments made with the execution of Form ~~DELOEL-SR 20A~~ as appropriate for the contract year. Neither a coalition nor an SR provider may include any attachments, addenda or exhibits to the Statewide School Readiness Provider Contract except the exhibits set forth in the Form ~~DELOEL-SR 20~~, Form ~~DELOEL-SR 20L~~, Form ~~DELOEL-SR 20LE~~, Form ~~DELOEL-SR 20FFN~~ and Form ~~DELOEL-SR 20A~~ as appropriate for the contract year.

(2) No change.

(3) School Readiness Program Ineligibility. For the purpose of this subsection “individual associated with a provider” means an individual or family member of an individual who, regardless of compensation, holds a management position, oversees the operations of a provider, or is an officer, shareholder, beneficial owner or member of the board of directors of a provider. A provider shall not be eligible to contract to offer the SR program if any of the following circumstances apply:

(a) The early learning coalition may refuse to contract with a SR provider or revoke a SR provider’s eligibility to deliver the School Readiness Program if the provider has been cited for a Class 1 violation by the department or local licensing agency, as applicable, in accordance with Rules 6M-4.620 and 65C-22.010 or 65C-20.012, F.A.C. (as applicable to the provider type). Action taken by a coalition to revoke a provider’s eligibility must be consistent with Section 1002.88(2)(a) and (b), F.S., in that the revocation is for a period of five (5) years.

If the coalition chooses to implement this provision the coalition must develop policies and procedures, in accordance with Element V. Monitoring in Form OEL-SR 115, as incorporated by reference in Rule 6M-9.115, F.A.C., to ensure the standard is applied consistently to all potential and current SR program providers. Each coalition shall;

1. No change.
2. No change.
3. Ensure providers are offered due process as described in Form ~~DEL~~OEL-SR 20.
 - (b) through (h) No change.
 - (4) No change.

Rulemaking Authority ~~1002.79~~ ~~1001.213(2)~~, 1002.82(2)(m) FS. Law Implemented 1002.82(2)(m), ~~(8)(6)~~, 1002.82, 1002.84~~(9)(8)~~, ~~(11)(10)~~, ~~(16)(45)~~, ~~(18)(47)~~, 1002.85(2)(h), 1002.87(2), 1002.88, 1002.91, 1002.97(3) FS. History—New 2-18-15, Amended 12-18-16, 11-29-18, 12-17-19, 4-15-21.

NAME OF PERSON ORIGINATING PROPOSED RULE: Katerina Maroney, Deputy Director of Programs and Policy.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 21, 2021.

DEPARTMENT OF EDUCATION

Division of Early Learning

RULE NO.: 6M-8.301
 RULE TITLE: Standard Statewide Provider Contract for the VPK Program

PURPOSE AND EFFECT: To update the rule, contract and incorporated forms to align with statute.

SUMMARY: The rule and incorporated forms outline VPK provider eligibility requirements to deliver the VPK program.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The office's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed

any of the criteria established in s. 120.541(2)(a), F.S. and will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1002.73(1), 1002.79, F.S.

LAW IMPLEMENTED: 1002.55(3)(i), (5), 1002.61(3)(b), 1002.63(3)(b), 1002.73(1), (4)(c), 1002.91(5), (7), F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.

PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cassandra Jackson, VPK Educational Policy Consultant, Division of Early Learning, (850)717-8583, Cassandra.Jackson@oel.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-8.301 Standard Statewide Provider Contract for the VPK Program.

(1) No Change.

(2)(a) VPK providers that register to offer the VPK program must execute Form ~~DEL~~ OEL-VPK 20, including either Form ~~DEL~~ OEL-VPK 20PP or Form ~~DEL~~ OEL-VPK 20PS as appropriate. A coalition must be a party to a provider agreement. A school district may sign a single provider agreement on behalf of all public school VPK providers in the district. The owner or manager of multiple private VPK providers may sign a single provider agreement on behalf of all of his or her private VPK providers.

(b) VPK providers that register to offer the VPK program must submit all forms adopted by this rule on the Statewide Information System (known as the Provider Portal) and found at <https://providerservices.floridaearlylearning.com>. Public school districts, public universities, county governments (67 Florida counties) and public hospitals may print completed documents from the Provider Portal for the purpose of having original signatures if required by the local school board or governing body; however, no changes may be made to Form ~~DEL~~ OEL-VPK 20.

(3) The “State of Florida Statewide Voluntary Prekindergarten Provider Contract (Form ~~DEL~~ OEL-VPK 20)” dated ~~March 2022~~ ~~April 2021~~, is hereby adopted and incorporated by reference. All VPK providers, private or public school, must execute this document to deliver the VPK program. The incorporated form is available from the ~~Department of Education, Division Office~~ of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399 or at <https://www.flrules.org/Gateway/reference.asp?No=Ref->

~~12823.~~

(4) The “State of Florida Statewide Voluntary Prekindergarten Provider Contract Private Provider Attachment (Form ~~DEL OEL~~-VPK 20PP),” dated ~~March 2022~~ ~~April 2021~~, is hereby adopted and incorporated by reference. This attachment becomes part of the contract for all private providers that execute the contract adopted in subsection (3). The incorporated form is available from the Department of Education, Division Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399 or at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-12824>.

(5) The “State of Florida Statewide Voluntary Prekindergarten Provider Contract Public School Attachment (Form ~~DEL OEL~~-VPK 20PS),” dated ~~March 2022~~ ~~April 2021~~, is hereby adopted and incorporated by reference. This attachment becomes part of the contract for all public schools that execute the contract adopted in subsection (3). The incorporated form is available from the Department of Education, Division Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399 or at: <https://www.flrules.org/Gateway/reference.asp?No=Ref-12825>.

(6) No Change.

(7) Neither a coalition nor a VPK provider may omit, supplement, or amend the terms and conditions of the Provider Contract or include any attachments, addenda, or exhibits to the contract except described in this subsection. Form ~~DEL OEL~~-VPK 20PP and Form ~~DEL OEL~~-VPK 20PS are approved attachments to the provider contract. The coalition and VPK provider may agree to amend the provider contract if the specific type of amendment is identified on Form ~~DEL OEL~~-VPK 20A (~~March 2022~~) (~~April 2021~~), titled Amendment to Statewide Voluntary Prekindergarten Provider Contract, which is hereby incorporated by reference. The incorporated form is available from the Department of Education, Division Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399 or at <https://www.flrules.org/Gateway/reference.asp?No=Ref-12826>. Form ~~DEL OEL~~-VPK 20A shall be executed by both the coalition and the VPK provider.

(8) For the purpose of this subsection “individual associated with a provider” means an individual or family member of an individual who, regardless of compensation, holds a management position, oversees the operations of a provider, or is an officer, shareholder, beneficial owner or member of the board of directors of a provider. A provider shall not be eligible to contract to offer the VPK program if any of the following circumstances apply:

(a) through (d) No Change.

(e) The provider is currently ineligible to participate in the VPK program due to revocation of eligibility by the early learning coalition or the school district pursuant to Sections

1002.55(6), 1002.61(10), or 1002.63(9)-1002.67(4), F.S.

(f) An individual associated with the provider was, or is, associated with another provider that is currently ineligible to participate in the VPK program due to revocation of eligibility by the early learning coalition or the school district pursuant to Sections 1002.55(6), 1002.61(10), 1002.63(9), or 1002.73(4)(c)-1002.67(4), 1002.55(5)(b) or 1002.75(3)(e), F.S.

(g) For providers removed from eligibility due to noncompliance with s. 1002.68, F.S., Voluntary Prekindergarten Education Program accountability specifically related to, VPK pre and post assessment or VPK readiness rates under Section 1002.67(4), F.S., the removal from eligibility applies to VPK program type (school-year or summer) and therefore, in paragraphs (e) and (f), above, ineligibility to contract is per program type.

(9) No Change.

(10) The early learning coalition may refuse to contract with a VPK provider or revoke a VPK provider’s eligibility to deliver the Voluntary Prekindergarten Education Program if the prekindergarten provider has been cited for a Class I violation by the Department of Children and Families (DCF) in accordance with Rule 65C-22.010 or 65C-20.012, F.A.C. (as applicable to the provider type) or local licensing agency (as applicable to the provider location). Action taken by a coalition to revoke a provider’s eligibility must be consistent with Sections 1002.55(6), 1002.61(10)(b)-1002.67(4)(b), F.S., in that the revocation is for a period of at least two (2) years but no more than five (5) years. If the coalition chooses to implement this provision the coalition must develop policies and procedures to ensure the standard is applied consistently to all potential and current VPK program providers. Each coalition shall;

(a) through (b) No Change.

(c) Ensure providers are offered due process as described in paragraph ~~61~~ ~~60~~ of Form ~~DEL OEL~~-VPK 20.

(11) Form ~~DEL OEL~~-VPK 20B (~~March 2022~~) (~~April 2021~~), titled VPK Logotype Usage and Brand Guidelines, is hereby incorporated by reference. The incorporated form is available from the Department of Education, Division Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399, or at <https://www.flrules.org/Gateway/reference.asp?No=Ref-12827>.

Rulemaking Authority ~~1001.213, 1002.73(1)-1002.75(1), (3)(e), 1002.79~~ FS. Law Implemented 1002.55(3)(i), (5), 1002.61(3)(b), 1002.63(3)(b), ~~1002.67(4)(b), 1002.71, 1002.72, 1002.73(1)-1002.75(1), (3)(e), 1002.91(4), (5), (7)~~ FS. History—New 8-17-06, Amended 5-24-07, 12-21-10, Formerly 60BB-8.301, Amended 4-9-15, 12-18-16, 11-29-18, 4-15-21,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Cassandra Jackson, VPK Educational Policy Consultant,
Division of Early Learning.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 16, 2021
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 27, 2021

DEPARTMENT OF EDUCATION

Division of Early Learning

RULE NO.: 6M-8.615 RULE TITLE: VPK Training Requirements
 PURPOSE AND EFFECT: To update the rule and incorporated form in accordance with sections 1002.55(3)(c)2., 1002.59(1), 1002.61(4) and 1002.63(4), F.S. All VPK Instructors will be required to complete emergent literacy and performance standards training requirements in accordance with the rule.
 SUMMARY: The rule and incorporated forms outline VPK provider eligibility requirements to deliver the VPK program.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The office's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S. and will not require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1002.79 F.S.
 LAW IMPLEMENTED: 1002.55(3)(c)2, 1002.59(1), 1002.61(4), 1002.63(4), F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 9, 2022, 9:00 a.m.
 PLACE: Tallahassee Community College, Student Union Ballroom, 444 Appleyard Dr., Tallahassee, FL 32304.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cassandra Jackson, VPK Educational Policy Consultant, Division of Early Learning, (850)717-8583, Cassandra.Jackson@oel.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-8.615 VPK Training Requirements.

(1) In accordance with section 1002.59(1), F.S., the Department of Education (Department) in collaboration with the Just Read Florida! Office ~~Office of Early Learning (Office)~~ adopts the following minimum standards for training courses in emergent literacy for prekindergarten instructors.;

(a) The minimum standards shall:

1. Align to the performance standards for students in the Voluntary Prekindergarten (VPK) Education Program adopted in Rule 6M-8.602;

2. Include evidence-based content and instructional strategies;

3. Include content on the development of early learning skills, oral communication, knowledge of print and letters, phonological and phonemic awareness, vocabulary, comprehension development, and explicit and systematic instruction;

4. Include multisensory approaches;

5. Include a pre- and post-assessment to measure participant learning outcomes; and

6. Include facilitator interaction and follow-up for online courses.

(b) ~~(a)~~ The training course(s) content must contain evidence-based instructional strategies ~~instruction~~ in emergent reading with the goal that the participant will be able to:

1. through 4. No Change.

5. Understand instructional strategies that meet the needs of students with varying abilities.

(c) ~~(b)~~ The training course(s) content must contain evidence-based instructional strategies ~~instruction~~ in language and communication with the goal that the participant will be able to:

1. through 5. No Change.

(d) ~~(c)~~ The training course(s) content must contain instruction in evidence-based instructional strategies in emergent writing with the goal that the participant will be able to:

1. through 3. No Change.

(e) As used in this rule, "evidence-based" means demonstrating a statistically significant effect on improving student outcomes.

(2) In accordance with section 1002.59(2), F.S., the Department ~~Office~~ adopts the following minimum standards for training course(s) in performance standards.;

~~(a) The training course(s) must contain instruction in the performance standards for students in the VPK Education Program Florida Early Learning and Developmental Standards: 4 Years Old to Kindergarten (October 2017) as adopted in rule 6M-8.602, F.A.C., that does the following:~~

(a) ~~4-~~ Discusses the purpose, history, and development of the performance standards for students in the VPK Education Program Florida Early Learning and Developmental Standards: 4 Years Old to Kindergarten (October 2017);

(b) ~~2-~~ Leads participants to identify the domains, components, standards, and benchmarks in the performance standards for students in the VPK Education Program Florida Early Learning and Developmental Standards: 4 Years Old to Kindergarten (October 2017); and,

(c) ~~3-~~ Demonstrates how developmentally appropriate daily practices relate to the standards found in the performance standards for students in the VPK Education Program Florida Early Learning and Developmental Standards: 4 Years Old to Kindergarten (October 2017).

(3) As required by section 1002.55(3)(c)2., F.S., the ~~Department Office~~ adopts the courses relating to emergent literacy and performance standards listed in Form DEL-VPK 25 (March 2022) Training Requirements for Voluntary Prekindergarten (VPK) Program Instructors, Training Requirements: VPK Instructors (with CDA or equivalent), Form OEL VPK 25 (October 2018), which is hereby incorporated by reference any may be obtained as described in rule 6M-8.900, F.A.C., or found at <http://www.flrules.org/Gateway/reference.asp?No=Ref-09853>.

(a) The course listed in Form DEL OEL-VPK 25 relating to emergent literacy meets the relative minimum standards for emergent literacy in section 1002.59(1), F.S.

(b) The courses listed in Form DEL OEL-VPK 25 relating to performance standards for Voluntary Prekindergarten (VPK) instructors meets the minimum standards for performance standards in section 1002.59(2), F.S.

Rulemaking Authority 1001.213(2), 1002.79 FS. Law Implemented 1002.55(3)(c)2., 1002.59 FS. History-New 7-1-15, Amended 10-21-18,

NAME OF PERSON ORIGINATING PROPOSED RULE: Cassandra Jackson, VPK Educational Policy Consultant, Division of Early Learning.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 16, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 25, 2021

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:

64B15-13.001 Continuing Education for Biennial Renewal

PURPOSE AND EFFECT: The Board is required to periodically review the information it has gathered regarding

the five most misdiagnosed conditions and revise its rule to address continuing education for the prevention of medical errors.

SUMMARY: The five most misdiagnosed medical conditions for the purpose of medical errors continuing medical education. SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 456.013, 456.0301, 456.031, 459.005, 459.008(4) FS.

LAW IMPLEMENTED: 456.013, 456.0301, 456.031, 459.008 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256, or by email at Kama.Monroe@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-13.001 Continuing Education for Biennial Renewal.

Every person licensed pursuant to Chapter 459, F.S., except those licensed as physician assistants pursuant to Section

459.022, F.S., shall be required to complete forty (40) hours of continuing medical education courses approved by the Board in the twenty-four (24) months preceding each biennial renewal period as established by the Department. Continuing medical education (CME) requirements for biennial renewal of licensure are set forth in this rule. For the 2020-2024 ~~2022~~ biennial renewal period, all of the CME required by this rule may be obtained by completion of courses offered in a distance learning format.

(1) through (2) No change.

(3)(a) The continuing medical education found in paragraph 64B15-13.001(1)(a), F.A.C., with regard to Florida Laws and Rules/Professional and Medical Ethics, and the Prevention of Medical Errors shall be obtained by the completion of live, participatory attendance courses. However, the continuing medical education found in paragraphs 64B15-13.001(1)(c) through (e), F.A.C., with regard to HIV/AIDS, domestic violence, and prescribing controlled substances may be obtained by the completion of courses offered in a distance learning format.

(b) through (c) No change.

(d) For purposes of this rule, a two hour Prevention of Medical Errors course shall include a study of root cause analysis, error reduction and prevention, and patient safety. The course shall address medication errors, surgical errors, diagnostic inaccuracies, and system failures, and shall provide recommendations for creating safety systems in health care organizations. The course must include information relating to the five most mis-diagnosed conditions during the previous biennium, as determined by the Board. The following areas have been determined as the five most mis-diagnosed conditions:

1. through 2. No change.

3. ~~Retained foreign objects in surgery and Wrong site/patient surgery;~~

4. Failure to accurately diagnose neurological and brain-related conditions ~~cause of back and leg pain;~~ and

5. Failure to accurately diagnose cancer-related conditions ~~timely diagnose sepsis.~~

(4) through (8) No change.

Rulemaking Authority 456.013, 456.0301, 456.031, 459.005, 459.008(4) FS. Law Implemented 456.013, 456.0301, 456.031, 459.008 FS. History—New 10-23-79, Amended 1-29-86, Formerly 21R-13.01, Amended 12-5-89, 4-8-91, 2-16-92, Formerly 21R-13.001, Amended 1-10-94, Formerly 61F9-13.001, Amended 10-25-95, Formerly 59W-13.001, Amended 1-19-98, 6-3-98, 4-14-99, 5-26-02, 5-10-04, 7-27-04, 2-9-05, 2-14-06, 1-29-07, 5-10-09, 4-5-10, 11-6-12, 8-14-14, 8-21-16, 5-17-18, 8-9-18, 11-15-18, 8-12-19, 8-13-20, 9-8-20, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Osteopathic Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Osteopathic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 5, 2021
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 17, 2021

Section III
Notice of Changes, Corrections and Withdrawals

NONE

Section IV
Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:

53ER22-1 DAILY BONUS PLAY PROMOTION

SUMMARY OF THE RULE: This emergency rule sets forth the provisions for the DAILY BONUS PLAY PROMOTION. THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Minerva A. Simpson, Attorney, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER22-1 Daily Bonus Play Promotion.

(1) Beginning January 5, 2022 and through February 28, 2022 (“Promotion Period”), the Florida Lottery will conduct the Daily Bonus Play Promotion (“Promotion”). Players who purchase a CASH POP™, any PICK Daily Game™ (Pick 2™, Pick 3™, Pick 4™, or Pick 5™) (with or without Fireball), FANTASY 5® (with or without EZmatch™), or CASH4LIFE® lottery ticket having a cost of \$1.00 or greater or who have a free FANTASY 5® (with or without EZmatch™), CASH POP™, Pick 3™, Pick 4™, or CASH4LIFE® ticket can earn entries into the Promotion Drawing for a chance to win a cash prize of \$1,000; \$2,500; \$5,000; \$10,000; or \$25,000. Both winning and non-winning CASH POP™, any PICK Daily Games™ (Pick 2™, Pick 3™, Pick 4™, or Pick 5™) (with or without Fireball), FANTASY 5® (with or without EZmatch™), or CASH4LIFE® tickets purchased and free FANTASY 5® (with or without EZmatch™), CASH POP™, Pick 3™, Pick 4™, or CASH4LIFE® tickets [collectively “Eligible ticket(s)”] may be used to enter the Promotion. Only tickets purchased or generated during the Promotion Period can be entered into the Promotion. Tickets purchased or valued for some amount between whole dollar amounts will be rounded down to the lower whole dollar amount for the purposes of this Promotion.

(For example, tickets that cost/valued at \$0.50 would not be eligible for entry; tickets that cost/valued at \$1.50 or \$2.50 would be rounded down to \$1.00 and \$2.00, respectively, and so forth.) Canceled tickets are not eligible to win.

(2) How to Enter.

(a) To enter an Eligible CASH POP™, any PICK Daily Games™ (Pick 2™, Pick 3™, Pick 4™, or Pick 5™) (with or without Fireball), FANTASY 5® (with or without EZmatch™), or CASH4LIFE® ticket into the Promotion Drawing, a player may use the Florida Lottery's website at flalottery.com or use the Florida Lottery's Mobile Convenience App ("App").

1. Website. On the home page of the Florida Lottery's website, players are to click on the PROMOTIONS tab, select the Daily Bonus Play Promotion and follow the directions. Players will be prompted to log-in or register. Players using the website may manually enter the 19-digit ticket number (omitting spaces and dashes) on the ticket entry page to collect entries as described in subsection (3), below.

2. App. On the App, players may click on either of the Promotions buttons, select the Daily Bonus Play Promotion, and follow the directions. Players will be prompted to log-in or register if not already logged in. A Promotions button is located on the main menu and on the bottom navigation bar. Players may scan the barcode on the bottom of a ticket or may manually enter the 19-digit ticket number on the ticket entry page to collect entries as further described in subsection (3) below.

3. Regardless of whether a player chooses to participate in the Promotion by using the web browser or the App, the following provisions shall apply:

a. the player must use the same account login information to enter tickets;

b. the player will only be required to register one time; and

c. the player's entry history will be cumulative among the entry platforms.

(b) Any attempt by a player to use more than one account by using multiple or different email addresses, identities, registrations, logins, or any other methods will subject the player and any associated entries to disqualification. In the event a player wins a prize, the name a player uses to register must match the name shown on the identification used to make a claim.

(c) The odds of winning depend on the number of entries in the drawing. All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met.

(d) Lottery tickets should not be mailed to the Lottery for entry into the drawing. Lottery tickets received in the mail by the Florida Lottery for entry into the Promotion will not be entered into the drawing and will not be returned.

(3) How to Earn Entries into the Promotion.

To collect play symbols and earn entries into the Promotion Drawing, a player may enter ticket numbers by scanning the barcode on the bottom of an Eligible ticket using his or her mobile device or by manually entering the 19-digit ticket number on the website or the App. Thereafter, four game cards will appear on the screen. Each game card contains four spots to collect the four symbols. For each Eligible ticket purchased, the player will earn one (1) symbol for each full dollar of the price of a ticket. For each Eligible free ticket, the player will earn one (1) symbol for each full dollar in the ticket's value. Awarded symbols will be placed randomly in an available game card. When all four symbols have been collected on a game card, the player will earn one "entry" into the drawing. When a filled game card generates an entry into the drawing, the symbols will be cleared on that game card, and a player can begin collecting more symbols. A player may receive an entry into the drawing with a minimum of one (1) ticket valued at \$4 or greater and a maximum of thirteen (13) tickets valued at \$1 or greater. A player may earn multiple entries during the entry period; however, a player can only win one draw prize per entry. A player may enter a maximum of 200 tickets per day. Each ticket number can only be entered one time. Training tickets will not be accepted, and tickets with invalid ticket numbers will be disqualified. The hours for ticket entry are between 6:00 a.m. ET and 12:00 midnight ET seven days a week during the Promotion Period.

(4) Coupons.

(a) Throughout the Promotion Period, coupons will be generated for every "nth" ticket scanned or entered statewide. When an nth ticket is entered and a coupon awarded, a "bonus notification" will pop-up on the ticket entry page at the conclusion of the entry process. The coupon will be added to the "My Coupons" section of the "Coupons" page of the player's account. Coupons may be redeemed by players at a Florida Lottery retailer or a Florida Lottery District Office by presenting the coupon barcode on their mobile device, or players may redeem the coupon by printing the coupon from the website and presenting a hardcopy. Coupons cannot be redeemed by mail. Coupons are valid for one use only and must be redeemed by 11:59:59 (ET) on April 29, 2022. The odds of winning a coupon depend on the number of tickets entered. The coupons to be awarded are set forth in the table, below:

<u>PRIZE</u>	<u>AMOUNT/V</u>	<u>NUM</u> <u>BER OF</u> <u>WINNER</u> <u>S</u>	<u>TOTAL</u> <u>PRIZE</u> <u>AMOUNT/V</u> <u>ALUE</u>
<u>Cash</u>	<u>\$25.00</u>	<u>3,000</u>	<u>\$75,000</u>
<u>Free</u> <u>\$5 CASH</u>	<u>\$5.00*</u>	<u>5,000</u>	<u>\$25,000</u>

<u>POP Ticket Coupon</u>			
<u>Free \$2 CASH POP Ticket Coupon</u>	<u>\$2.00*</u>	<u>20,000</u>	<u>\$40,000</u>
<u>Free \$1 CASH POP Ticket Coupon</u>	<u>\$1.00*</u>	<u>110,000</u>	<u>\$110,000</u>
<u>TOTAL</u>	<u>N/A</u>	<u>138,000</u>	<u>\$250,000</u>
<u>ALS</u>		<u>0</u>	

*Value only; a coupon for a free CASH POP ticket is not redeemable for cash. Free CASH POP tickets are good for one (1) Quick Pick ticket for the next available drawing.

(b) Retailer Compensation Related to Coupon Redemption.

1. \$25 Cash Coupon. A retailer redeeming a \$25 cash coupon will receive a commission of \$0.25 (i. e. one (1) percent of \$25) for each coupon redeemed.

2. Free CASH POP Coupons. A retailer issuing a CASH POP ticket (\$1, \$2, or \$5) due to a CASH POP coupon redemption will receive a five percent (5%) sales commission on the value of the free CASH POP ticket coupon redeemed.

(5) Drawing and Number of Prizes. The Florida Lottery will conduct one drawing in the Promotion to select prizewinners. Prizewinners for the drawing will be randomly selected from entries earned before midnight (ET) on February 28, 2022. Prizewinners will be randomly selected using a certified random number generation process. The drawing shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm. The drawing date, entry period, and winner announcement date are as follows:

<u>DRAWING ENTRY PERIOD</u>	<u>DRAWING DATE</u>	<u>WINNERS ANNOUNCED</u>
<u>January 5, 2022 through February 28, 2022</u>	<u>March 2, 2022</u>	<u>March 7, 2022</u>

In the Promotion Drawing, a total of 75 valid entries will be drawn by the Florida Lottery. The first valid entry drawn will win the Top Prize. The second and third valid entries drawn will each win a second prize. The fourth through eighth valid entries drawn will each win a third prize. The ninth through eighteenth valid entries drawn will each win a fourth prize. The nineteenth through forty-third valid entries drawn will each win a fifth prize. The remaining entries drawn will be alternates and used in the order in which they were drawn and in the order of need

to select an alternate prizewinner in the event a prizewinner cannot be notified or fails to timely provide required claim documentation as set forth in subsection (8), below, or in the event an entry is disqualified. A player can only win one prize per draw entry.

(6) The prizes, prize amounts, and number of winners are listed in the table, below:

<u>PRIZE</u>	<u>AMOUNT</u>	<u>NUMBER OF WINNERS</u>	<u>TOTAL PRIZE AMOUNT</u>
<u>TOP PRIZE</u>	<u>\$25,000</u>	<u>1</u>	<u>\$25,000</u>
<u>2nd Prize</u>	<u>\$10,000</u>	<u>2</u>	<u>\$20,000</u>
<u>3rd Prize</u>	<u>\$5,000</u>	<u>5</u>	<u>\$25,000</u>
<u>4th Prize</u>	<u>\$2,500</u>	<u>10</u>	<u>\$25,000</u>
<u>5th Prize</u>	<u>\$1,000</u>	<u>25</u>	<u>\$25,000</u>
<u>TOTAL</u>	<u>N/A</u>	<u>43</u>	<u>\$120,000</u>

(7) Prizewinner Notification.

(a) The prizewinners in the Promotion Drawing will be announced and posted on flalottery.com on March 7, 2022, or as soon as possible thereafter.

(b) The Florida Lottery will attempt to notify each prizewinner by telephone or email using the contact information provided in the prizewinner’s registration data no later than one business day after the prizewinners are posted on the Florida Lottery’s website. The Florida Lottery deems the prizewinner’s registration data as the prizewinner’s official contact information. Issuing an email or leaving a telephone message on voicemail, if available, shall constitute notification. The Florida Lottery will not attempt to further locate a prizewinner if attempts to reach the prizewinner by telephone or email are unsuccessful. If the Florida Lottery is unable to have contact by telephone or email with a prizewinner within ten calendar days of the date the prizewinners are posted on the website, the prizewinner will forfeit his or her right to claim the prize and the Florida Lottery will select an alternate prizewinner in accordance with subsection (5), above. If the Florida Lottery is unable to have contact by email or telephone with the alternate prizewinner within ten calendar days of the date of notification, the alternate prizewinner will forfeit his or her right to claim the prize and the Florida Lottery will select the next alternate prizewinner. This process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of alternates due to unsuccessful notification attempts or due to failure by a prizewinner or an alternate prizewinner to timely

provide required claim documentation as set forth in subsection (8), below. The Florida Lottery is not responsible or liable for system failures of any sort or type, including, but not exclusively, computer failures, email service failures, telephone failures. If a prize cannot be awarded for any reason, the prize will not be awarded.

(8) How to Claim a Prize. To claim a prize won in the Promotion drawing, a prizewinner must submit to the Florida Lottery a completed Winner Claim Form DOL-173-2, Revised 3/21, or Spanish Winner Claim Form DOL-173-2S, Revised 3/21, and a copy of acceptable identification as set forth in the rule of the Florida Lottery governing payment of prizes. A copy of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011. The required documents must be received by the Florida Lottery no later than ten calendar days after the Florida Lottery has first notified the prizewinner by telephone (notification by telephone is deemed complete by leaving a voicemail message, if available) or email (issuing an email constitutes notification). If the Florida Lottery does not receive the required documents from a prizewinner by the tenth calendar day after notification, the prizewinner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate prizewinner as described in subsection (5), above. The same timeframe for a prizewinner to provide required documentation to the Florida Lottery shall apply to an alternate prizewinner.

(9) Payment of Prizes. Upon the Florida Lottery's timely receipt of a Prize winner's required documentation, the Florida Lottery will award the applicable prize for that prizewinner, subject to analysis for State-Owed Debt and Child Support Debt, and withholding Federal tax, as applicable.

(10) Analysis for State-Owed Debt and Child Support Debt. Prior to the award of any prize won in the Promotion drawing, the prizewinner will be analyzed for Florida state-owed debt and child support debt. If more than one prize is awarded to the prizewinner, a separate analysis shall occur prior to payment of each prize. If the prizewinner is identified as owing outstanding debt to any state agency or owes child support collected through a court, the debt will be offset in accordance with section 24.115, F.S. If the debt is an amount less than the amount of the cash prize, the balance of the prize less applicable income tax withholding and after the debt is offset shall be awarded. If the debt is an amount greater than any cash prize, the entire prize amount after applicable income tax withholding will be applied to the outstanding debt.

(11) A player can only win one prize per entry (as defined in subsection (3), above).

(12) A prizewinner in this Promotion is not required to submit the Eligible ticket he or she entered to claim a prize.

(13) Taxes.

(a) All Federal, state, and/or local taxes, or other costs and fees on all prizes will be the responsibility of the prizewinner.

(b) For \$10,000.00 (two) and \$25,000.00 (one) prizes won in the Promotion drawing, and pursuant to applicable provisions of the Internal Revenue Service code, Federal income taxes will be withheld at a rate of twenty-four percent (24%) for U. S. citizens or legal U. S. residents and at a rate of thirty percent (30%) for nonresident prize winners. Regardless of prize amount, for all prizes won in the Promotion drawing, Federal income taxes will be withheld at a rate of thirty percent (30%) for nonresident prize winners. The reporting and subsequent payment of any additional Federal, state, and/or local taxes, and any other fees and costs shall be the responsibility of the prizewinner.

(14) Other Restrictions and Provisions.

(a) A prizewinner must be at least 18 years of age.

(b) All prizes are subject to the provisions of chapter 24, F.S., and rules promulgated thereunder. Prizes will be paid in accordance with the rule of the Florida Lottery governing payment of prizes. Copies of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(c) Persons prohibited by section 24.116, F.S., from purchasing a Florida Lottery ticket are not eligible to enter this Promotion.

(d) By entering the Daily Bonus Play Promotion, a player gives his or her permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History--New 1-3-22.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF THE STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: 1/3/2022

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

NOTICE IS HEREBY GIVEN that on January 03, 2022, the Board of Podiatric Medicine, received a petition for variance or waiver filed by Zeeshan Anwar, DPM DABPM. Petitioner seeks a temporary variance or waiver of Rule 64B18-17.005, F.A.C., which requires that during the first biennium or within 24 months of initial licensure, whichever ends later,

practitioners are required to obtain five (5) hours of continuing education in the subject area of risk management by attending one full day of a meeting of the Board of Podiatric Medicine at which disciplinary hearings are conducted. The practitioner is then exempt from any other continuing education requirements for his or her first renewal except for a 1-hour course on human trafficking and the hours mandated for prevention of medical errors and HIV/AIDS. Petitioner is also seeking an additional 24 months to meet the rule requirement.

Comments on this petition should be filed with the Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708, or by electronic mail-Janet.Hartman@flhealth.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation (FDOT), Florida's Turnpike Enterprise (FTE), announces a public meeting to which all persons are invited.

DATES AND TIMES: Virtual: Tuesday, January 18, 2022 (Options 1 and 2), 5:30 p.m.

In-Person: Wednesday, January 19, 2022 (Option 3), 5:30 p.m. – 7:30 p.m.

PLACE: Option 1: Virtual/online via a computer, tablet, or smartphone

Option 2: By telephone in listen-only mode

Option 3: In-person at the Signature Grand located at 6900 State Road 84, Davie, FL 33317

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Project Identification Number 442212-1

Efficient Transportation Decision Making Number: 14350

Project Description: Turnpike (SR 91) Widening Project Development and Environment (PD&E) Study from South of I-595 to Wiles Road in Broward County, Florida.

This meeting will give interested persons an opportunity to review the project alternatives being considered, ask questions and provide comments concerning the conceptual design, and potential social, economic, and environmental effects of the proposed improvements.

The proposed improvements include widening of Florida's Turnpike, improvements to existing interchanges within the

study limits and two potential new interchanges at Oakland Park Boulevard and Cypress Creek Road/McNab Road.

Displays that illustrate the proposed improvements will be available at the meeting, along with informational videos.

All materials that will be on display at the in-person meeting will be available for public review the day of the virtual meeting on the project website, www.Turnpike595toWiles.com.

The Department will provide several options to participate in the Alternatives Public Information Meeting. You may participate virtually/online via a computer, tablet, smartphone, or by telephone in listen-only mode on Tuesday, January 18, 2022. Virtual/online and telephone attendees will participate in the same live virtual meeting. Alternatively, you may participate in-person at the Signature Grand on Wednesday, January 19, 2022

Visit the project website, www.Turnpike595toWiles.com, to register for the Alternatives Public Information Meeting, and to select your participation option. ****Please note that registration works best in the Google Chrome, Microsoft Edge, or Firefox web browser.**** Once registered, you will receive a confirmation email that includes instructions on how to join the virtual meeting online. To join the virtual meeting in listen-only mode, call (914)614-3221 and enter access code 808-688-140.

For assistance registering for the Alternatives Public Information Meeting, or for additional information, please contact Jazlyn Heywood, Project Manager (Atkins), at (407)264-3298, or by email at Jazlyn.Heywood@dot.state.fl.us. Persons wishing to submit questions or comments may do so at the meeting or may contact the Project Manager.

A copy of the agenda may be obtained by contacting: Jazlyn Heywood, Project Manager. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least Seven (7) days before the workshop/meeting by contacting: Project Manager. If any person requires translation services (free of charge), please also advise the Project Manager at least seven (7) days before the meeting or hearing. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jazlyn Heywood, P.E., at (407)264-3298 or email: Jazlyn.Heywood@dot.state.fl.us.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: January 10, 2022, 1:00 p.m.

PLACE: This meeting will take place in-person at 605 Suwannee Street, Tallahassee, Florida 32399. Those unable to attend the meeting in-person may participate virtually via Microsoft TEAMS. Please use the following link to join virtually: <https://bit.ly/FTCJAN10> or call in (audio only): (850)739-5589, Conference ID: 868 665 859#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General FTC business/discussions including the review of the Florida Department of Transportation Tentative Work Program.

A copy of the agenda may be obtained by contacting: The Florida Transportation Commission at (850)414-4105 or by emailing ftc@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399, (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Florida Transportation Commission at (850)414-4105 or by emailing ftc@dot.state.fl.us.

REGIONAL PLANNING COUNCILS

West Florida Regional Planning Council

The Emerald Coast Regional Council Board announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 12, 2022, 11:30 a.m.

PLACE: The Wharf 850, 821 Bayshore Drive, Niceville, FL 32578

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Emerald Coast Regional Council will hold a board meeting on Wednesday, January 12, 2022, 11:30 a.m. The board will meet at The Wharf 850, 821 Bayshore Dr, Niceville, Fla.

In-person participants are encouraged to wear appropriate personal protective equipment and follow social distancing recommendations. Masks will be available for in-person participants.

The Emerald Coast Regional Council Board will discuss general business; the meeting agenda can be accessed at www.ecrc.org/ECRCBoardMeetings.

Public input is valuable to ECRC; we encourage our communities to submit input through a variety of avenues. Comments can be submitted via eComment Card, email, or phone. Visit www.ecrc.org/ECRCBoardMeetings to learn more.

A copy of the agenda may be obtained by contacting: Tammy Neal, (850)332-7976, ext. 247 or tammy.neal@ecrc.org or by visiting www.ecrc.org/ECRCBoardMeetings.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: publicInvolvement@ecrc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Tammy Neal, (850)332-7976, ext. 247 or tammy.neal@ecrc.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

The Division of Hotels & Restaurants announces a public meeting to which all persons are invited.

DATE AND TIME: January 25, 2022, 9:00 a.m. – 12:00 Noon

PLACE: Conference Room C107, Department of Business and Professional Regulation headquarters office: 2601 Blair Stone Road, Tallahassee, FL 32399, or by conference call to 1(888)585-9008, conference code 260299671#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Hotels and Restaurants Advisory Council meeting.

A copy of the agenda may be obtained by contacting: N/A

For more information, you may contact: Brenden Doherty, Department of Business and Professional Regulation, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1260.

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

The Northwest Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIMES: January 13, 2022, 1:00 p.m., CT Governing Board Meeting; 1:05 p.m., CT Public Hearing on Consideration of Regulatory Matters

PLACE: Emerald Coast Utilities Authority, 9255 Sturdevant Street, Pensacola, Florida 32514

Call-in Number: 1(888)585-9008, Participant Passcode: 778-688-267

GENERAL SUBJECT MATTER TO BE CONSIDERED: District business.

A copy of the agenda may be obtained by contacting: Savannah Shell, (850)539-5999 or online at <http://www.nfwwater.com/About/Governing-Board/Board-Meetings-Agendas>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 72 hours before the workshop/meeting by contacting: Savannah Shell, (850)539-5999. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Child Abuse Death Review Committee 13 announces a public meeting to which all persons are invited.

DATE AND TIME: January 12, 2022, 1:00 p.m. – 1:15 p.m.

PLACE:

<https://us06web.zoom.us/join/9558771>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: murphy, jane m.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: murphy, jane m. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: murphy, jane m.

DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health/Division of Community Health Promotion announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 13, 2022, 3:00 p.m. – 4:00 p.m. ET

PLACE: Microsoft Teams Meeting Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_NzVIZTY2NjMtZDQxYS00YzNILTgzNTAtOTU4NTYyOTY2MTdl%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%2265e7bdb9-12ac-435b-b2d7-01a442fc990f%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Health/Division of Community Health Promotion is conducting a quarterly meeting with the Information Clearinghouse on Developmental Disabilities Advisory Council to advise the Department of Health on establishing and maintaining a clearinghouse of information related to developmental disabilities on its website.

A copy of the agenda may be obtained by contacting: Casey Omeke, Casey.Omeke@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Casey Omeke, Casey.Omeke@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Casey Omeke, Casey.Omeke@flhealth.gov.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a hearing to which all persons are invited.

DATE AND TIME: January 13, 2022, 9:30 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to provide additional financing for the acquisition, construction, or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

The proposed Development is Arbours at Quincy; an 80-unit multifamily residential rental development located at 1780 Pat Thomas Parkway, Quincy, Gadsden County, FL 32351. The owner and operator of the development is Arbours at Quincy, LLC, located at 242 Inverness Center Drive, Birmingham, AL 35242, or such successor in interest in which Arbours at Quincy, LLC or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Arbour Valley Management, LLC, located 33 Inverness Center Parkway, Suite LL130, Birmingham, AL 35242. The tax-exempt bond amount is not to exceed \$12,870,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by

5:00 p.m. (Tallahassee local time), January 10, 2022, and should be addressed to the attention of Tim Kennedy, Multifamily Loans & Bonds Director. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tim Kennedy, Multifamily Loans & Bonds Director, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record.

A copy of the agenda may be obtained by contacting: NA

For more information, you may contact: Tim Kennedy, Multifamily Loans & Bonds Director.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a hearing to which all persons are invited.

DATE AND TIME: January 13, 2022, 9:00 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to provide additional financing for the acquisition, construction, or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

The proposed Development is The Canopy at West River Towers 1 & 2 fka WRDG T4, a 196-unit multifamily residential rental development located on Main Street at the NE Corner of Main Street and North Willow Avenue and on Chestnut Street at the SE corner of Chestnut Street and North Willow Avenue, Tampa, Hillsborough County, FL 33607. The owner and operator of the development is WRDG T4, LP, located at 5301 West Cypress Street, Tampa, FL 33607, or such successor in interest in which WRDG T4, LP or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed

development is TRG Management Company LLP, located at 2200 North Commerce Parkway, Suite 100, Weston, FL 33326. The tax-exempt bond amount is not to exceed \$42,900,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), January 10, 2022, and should be addressed to the attention of Tim Kennedy, Multifamily Loans & Bonds Director. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tim Kennedy, Multifamily Loans & Bonds Director, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record.

A copy of the agenda may be obtained by contacting: NA

For more information, you may contact: Tim Kennedy, Multifamily Loans & Bonds Director.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: January 11, 2022, 10:00 a.m. Eastern Time

PLACE: The workshop will be available by telephone and webinar. The registration information is posted to the following website: [https://www.floridahousing.org/programs/special-needs-housing-overview/home-investment-partnerships-program-\(home\)-from-the-american-rescue-plan-act-\(home-arp\)](https://www.floridahousing.org/programs/special-needs-housing-overview/home-investment-partnerships-program-(home)-from-the-american-rescue-plan-act-(home-arp))

GENERAL SUBJECT MATTER TO BE CONSIDERED: The hearing will provide an opportunity to receive and review any public comments submitted regarding the draft of Florida's HOME-ARP Allocation Plan.

A copy of the agenda may be obtained by contacting: Rita Guzman, (850)488-4197.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 5 days before the workshop/meeting by contacting: Rita Guzman, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rita Guzman, (850)488-4197.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a workshop to which all persons are invited.

DATE AND TIME: January 26, 2022, 10:00 a.m. Eastern Time

PLACE: The workshop will be available by telephone and webinar.

The registration information is posted to the following website: <https://www.floridahousing.org/programs/developers-multifamily-programs/competitive/2022/2022-208>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workshop will be held to solicit comments and suggestions from interested persons relative to Florida Housing's proposed Workshop for RFA 2022-208 SAIL Financing for the Construction of Workforce Housing.

A copy of the agenda may be obtained by contacting: Rita Guzman, (850)488-4197.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Rita Guzman, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: January 12, 2022, 9:30 a.m.

PLACE: Reemployment Assistance Appeals Commission, 1211 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301. Attendance by telephone is also available by calling (850)988-5144 and entering phone conference ID: 385 351 95 #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disposition of cases pending before the Reemployment Assistance Appeals Commission, and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: the office of the Reemployment Assistance Appeals Commission at RAAC.Inquiries@deo.myflorida.com or by visiting <https://www.floridajobs.org/Reemployment-Assistance-Service-Center/reemployment-assistance-appeals->

[commission/about-the-reemployment-assistance-appeals-commission/raac-notices.](#)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: The Commission Clerk at (850)692-0180. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Commission Clerk at (850)692-0180.

South Florida Community Care Network

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

DATE AND TIME: January 27, 2022, 3:00 p.m.

PLACE: South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Suite H-200, Sunrise, Florida 33323

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Audit & Compliance Committee to discuss general matters. For the safety of the Members and the public, any interested persons wishing to attend the meeting may do so via video conference by using the following link: https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZTcxMDdlNzAtOWIwOC00ODYyLTgyNzAtMTUxYzZlYzQyMDBk%40thread.v2/0?context=%7b%22Tid%22%3a%22f81e0c43-b4dd-4f4a-942f-f568d2c30662%22%2c%22Oid%22%3a%228a6ffab0-3fa2-4c4e-ae97-5206975096f9%22%7d. To attend the meeting by telephone, please dial (321)234-3172, Meeting Passcode: 856760710#.

Interested persons may submit written comments or other documentation regarding the Audit and Compliance Committee Meeting to: Attn: Legal Department, South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Suite H-200, Sunrise, Florida 33323, Email: public.comments@ccpcars.org.

A copy of the agenda may be obtained by contacting: Donna Steinberg at dsteinberg@ccpcars.org or (954)622-3225.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Susan Mansolillo at SMansolillo@ccpcars.org or (954)622-3232. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Justin Marshall, Esq., Chief Legal Officer and Senior Vice President, South Florida Community Care Network, LLC d/b/a Community Care Plan, at jmarshall@ccpcare.org or (954)622-3402.

South Florida Community Care Network

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

DATE AND TIME: January 27, 2022, 3:00 p.m. or immediately following completion of the Audit & Compliance Committee Meeting, whichever is later.

PLACE: South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Suite H-200, Sunrise, Florida 33323.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Members will meet to discuss general matters. For the safety of the Members and the public, any interested persons wishing to attend the meeting may do so via video conference by using the following link: https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZTcxMDdINzAtOWIwOC00ODYyLTgyNzAtMTUxYzZlYzQyMdBk%40thread.v2/0?context=%7b%22Tid%22%3a%22f81e0c43-b4dd-4f4a-942f-f568d2c30662%22%2c%22Oid%22%3a%228a6ffab0-3fa2-4c4e-ae97-5206975096f9%22%7d. To attend the meeting by telephone, please dial (321)234-3172, Meeting Passcode: 856760710#.

Interested persons may submit written comments or other documentation regarding the Member Meeting to: Attn: Legal Department, South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Suite H-200, Sunrise, Florida 33323, Email: public.comments@ccpcare.org.

A copy of the agenda may be obtained by contacting: Migdalia Soto-Roba at mroba@ccpcare.org or (954)622-3227.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Susan Mansolillo at SMansolillo@ccpcare.org or (954)622-3232. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the

proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Justin Marshall, Esq., Chief Legal Officer and Senior Vice President, South Florida Community Care Network, LLC d/b/a Community Care Plan, at jmarshall@ccpcare.org or (954)622-3402.

Walton County Health Department

The Walton County Health Dept. announces a public meeting to which all persons are invited.

DATE AND TIME: January 13, 2022, 11:30 a.m.

PLACE: Walton County Health Dept.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Various Board Information

A copy of the agenda may be obtained by contacting: Tabatha Walters, (850)892-8015 ext. 6237.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Tabatha Walters, (850)892-8015 ext. 6237. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Tabatha Walters, (850)892-8015 ext. 6237.

Quest Corporation of America, Inc.

The Florida Department of Transportation (FDOT) announces a public meeting to which all persons are invited.

DATE AND TIME: January 11, 2022, 5:30 p.m.

PLACE: Online via GoToWebinar or in person at Florida Department of Transportation (FDOT) District One, Conference Center

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation District One will hold a public meeting as part of the design process for proposed safety improvements for three projects: State Road (SR) 555 (US 17) at Crystal Beach Road in Eagle Lake (FPID: 447854-1); SR 544 (Martin Luther King Boulevard) from 5th Street Northwest to 1st Street North in Winter Haven (FPID: 447877-1); and SR 544 (Havendale Boulevard NW) at US 17 in Winter Haven (FPID: 447874-1).

For the first project (447854-1), FDOT proposes building a directional median for drivers turning left to and from northbound SR 555 at the side street. It also involves additional median modifications on SR 555 at Crystal Beach Road. The

second project (447877-1) recommends replacing the two-way left turn lanes with a raised median on SR 544 from 5th Street Northwest to 1st Street North. Directional median openings are also being evaluated as part of this project. The third project (447874-1) is an intersection improvement project at SR 544 and US 17 which includes closing the existing median openings on SR 544 at 10th Street NW and 9th Street NW. Additional information can be found on the attached project information handout and at the project website at www.swflroads.com/COMBINED/SR555ANDSR544/. The purpose of the public meeting is to present information and obtain input on the project designs.

An Open House from 5:30 p.m. – 7:30 p.m. will present an opportunity for in-person attendees to view project exhibits and speak with FDOT staff. During that time remote attendees may view project exhibits at www.swflroads.com/COMBINED/SR555ANDSR544/ and may log into GoToWebinar or dial in to the meeting audio. There will be a looping presentation at the in-person location which will include details on all three projects. That same presentation will be shown to virtual attendees shortly after the meeting opens at 5:30 p.m.

Participate in person at Florida Department of Transportation (FDOT) District One, Conference Center, 801-A N. Broadway Avenue, Bartow, FL 33830. All in-person attendees will be encouraged to follow Centers for Disease Control guidelines, including social distancing. Masks are optional. Participants who are not feeling well should utilize a remote attendance option.

Participate online using an electronic device such as a computer, tablet, or smartphone.

Participate over the phone by requesting the presentation slides at least seven (7) days in advance of the event and dialing (562)247-8422 and code 122-641-037 upon the start of the event. This will enable over-the-phone attendees to review the slides while listening to the presentation.

Participate after the event by viewing a recording of the public meeting presentation and project exhibits, on the projects' websites

www.swflroads.com/COMBINED/SR555ANDSR544/ under "Documents and Publications."

Advance registration will allow the project team to anticipate social distancing needs and discuss remote participation options with attendees. All attendees planning to join in person are requested to register in advance of the public meeting by emailing or calling the Project Manager, Joe Lauk, at Joe.Lauk@dot.state.fl.us or 1(863)519-2525. Be prepared with the attendee's name, email address and phone number. If joining online, you will need to register at <https://attendee.gotowebinar.com/register/5072071747770128395>.

All interested persons are invited to give comments on the project during the public meeting. In-person attendees will have the opportunity to talk with project team members during the open house. Online attendees will be able submit their questions in the question box. All written questions or comments will be responded to in writing following the public meeting. Comments received or postmarked to the Project Manager, Joe Lauk, by January 21, 2022, will be included in the public record.

Joe Lauk, Project Manager (Consultant), Florida Department of Transportation – District One, 801 North Broadway Avenue, Bartow, FL 33830, Joe.Lauk@dot.state.fl.us, 1(863)519-2525. This meeting has been developed in compliance with Title VI of the Civil Rights Act of 1964 and related statutes. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact District One Title VI Coordinator Cynthia Sykes at 1(863)519-2287 or at Cynthia.Sykes@dot.state.fl.us at least seven days prior to the Public Meeting. Individuals who are hearing or speech impaired may use the Florida Relay Service (TDD: 1(800)955-8771 or Voice: 1(800)955-8770) to contact FDOT regarding this project.

Comuníquese con nosotros: Nos importa mucho la opinión del público sobre el proyecto. Si tiene preguntas o comentarios, o simplemente desea más información, por favor comuníquese con nosotros. Nuestra representante en español es: Juan Martin, 1(863)296-8507.

A copy of the agenda may be obtained by contacting: n/a Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: District One Title VI Coordinator Cynthia Sykes at 1(863)519-2287 or at Cynthia.Sykes@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Stantec Consulting, Inc.

The Florida Department of Transportation, District Four announces a public meeting to which all persons are invited.

DATES AND TIMES: Virtual Meeting: Tuesday, January 11, 2022. The meeting will begin at 6:00 p.m. In-Person Meeting: Thursday, January 13, 2022, 5:30 p.m. – 7:30 p.m.

PLACE: Please use the following link to register for the Alternatives Public Workshop, <https://attendee.gotowebinar.com/register/8972309970581686284>. After registering, you will receive a confirmation email

containing information on how to join the webinar. There are several options to participate during the meeting:

- Virtually on Tuesday, January 11, 2022, 6:00 p.m. via computer, tablet, or mobile device. If you are using a mobile device, the free “GoToMeeting” App is required to attend. Please allow adequate time to log-in to the meeting.
- By telephone (in listen-only mode) on Tuesday, January 11, 2022, 6:00 p.m. To join by phone during the virtual meeting, please dial (562)247-8422, Access Code: 559-868-527.
- In-person on Thursday, January 13, 2022, at the City of Sebastian Community Center located at 1805 N. Central Avenue, Sebastian, Florida 32958. The meeting will be held in an open house format from 5:30 p.m. – 7:30 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Alternatives Public Workshop is being held as part of the Project Development and Environment (PD&E) Study for the SR A1A over Sebastian Inlet – Bridge Replacement. A PD&E Study is FDOT’s process to evaluate the social, economic, and environmental impacts associated with a planned transportation improvement project. The purpose of this project is to address the structural and functional deficiencies of the existing bridge and the gap in system linkage for bicyclists and pedestrians. Documents that will be shown at the meeting will be available on the project website on January 4, 2022.

A copy of the agenda may be obtained by contacting: Mr. Binod Basnet, P.E., FDOT Project Manager, Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, by email at binod.basnet@dot.state.fl.us, or by phone at (954)777-4146 or toll free at 1(866)336-8435, ext. 4146.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Binod Basnet, P.E., FDOT Project Manager by phone at (954)777-4146 or toll free at 1(866)336-8435 ext. 4146 or by email at binod.basnet@dot.state.fl.us. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Binod Basnet, P.E., FDOT Project Manager, by phone at (954)777-4146 or toll free at 1(866)336-8435, ext. 4146, by email at binod.basnet@dot.state.fl.us, or visit the project the website at www.fdot.gov/projects/SebastianInletBridge.

**Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements**

NONE

**Section VIII
Notice of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

FLORIDA HOUSING FINANCE CORPORATION
Request for Applications 2022-02 for the Homebuilders New Construction Pilot Program
The Florida Housing Finance Corporation invites all qualified Applicants to submit applications for consideration in accordance with the terms and conditions set forth in this Request for Applications (RFA) 2022-02, relating to participation in the Homebuilders New Construction Pilot

Program. Florida Housing expects to select one or more Applicants who propose to provide services as specified in the RFA.

Applications shall be accepted until 2:00 p.m. (Eastern Time), January 26, 2022, to the attention of the Contracts Administrator, at the address listed in the RFA.

For questions or additional information, please contact: Jenny Marshall at (850)488-4197 or Jenny.Marshall@floridahousing.org. To obtain a copy of the RFA, which outlines selection criteria and applicant’s responsibilities, please submit your request to the attention of Jenny Marshall, or you can download the RFA from the Florida Housing Finance Corporation website at [https://www.floridahousing.org/legal/procurements/requests-for-applications-\(other-florida-housing-programs\)](https://www.floridahousing.org/legal/procurements/requests-for-applications-(other-florida-housing-programs)). Any modifications that occur to the RFA will be posted at the website and may result in an extension of the deadline.

**FISH AND WILDLIFE CONSERVATION COMMISSION
LAKE JACKSON (HABITAT ENHANCEMENT) IN
OSCEOLA COUNTY
BID NO: FWC 21/22-61C**

TITLE: LAKE JACKSON (HABITAT ENHANCEMENT)

The Florida Fish and Wildlife Conservation Commission is seeking competitive pricing for the removal of aquatic vegetation and dredging from Lake Jackson, in accordance with the contract documents and Chapter 255 of the Florida Statutes. **RESPONSE DUE DATE & TIME:** February 8, 2022, 3:00 p.m. **PUBLIC BID OPENING LOCATION:**(Via Teleconference) Conference call phone number: 1(888)585-9008, Conference room number: 218-721-199

To search for the posting:

Visit

http://www.myflorida.com/apps/vbs/vbs_www.main_menu.

Select Search Advertisements.

Choose FL Fish and Wildlife Conservation Commission from the Agency dropdown box.

Click the Advertisement Search button.

Choose the FWC 21/22-61C solicitation link to view the advertisement details.

From the Advertisement Details page, you can download the PDF bid file for your reference.

NOTE: The Vendor Bid System (link provided above) is the posting location for all new and changing information regarding this solicitation. Interested bidders should continue to monitor this site for the entirety of the solicitation process.

Direct all questions to the Procurement Manager: Alyssa DeLong, Florida Fish & Wildlife Conservation Commission, Tallahassee Purchasing Office, 1875 Orange Avenue East, Tallahassee, Florida 32311-6160, Phone: (850)488-6551, Alyssa.DeLong@myfwc.com.

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Tuesday, December 28, 2021 and 3:00 p.m., Monday, January 3, 2022.

Rule No.	File Date	Effective Date
53ER21-66	12/28/2021	12/28/2021
53ER21-67	12/28/2021	12/28/2021
53ER22-1	1/3/2022	1/3/2022
60A-1.006	12/22/2021	1/11/2022
61C-4.010	12/28/2021	12/17/2022
68CER21-1	12/29/2021	12/29/2021

**LIST OF RULES AWAITING LEGISLATIVE
APPROVAL SECTIONS 120.541(3), 373.139(7)
AND/OR 373.1391(6), FLORIDA STATUTES**

Rule No.	File Date	Effective Date
5K-4.020	12/10/2021	**/**/****
5K-4.035	12/10/2021	**/**/****
5K-4.045	12/10/2021	**/**/****
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	12/8/2021	**/**/****
60P-2.003	11/5/2019	**/**/****
62-600.405	11/16/2021	**/**/****
62-600.705	11/16/2021	**/**/****
62-600.720	11/16/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	10/22/2021	**/**/****

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Ultimate Auto Boutique, line-make ICON

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Icon EV, LLC, intends to allow the establishment of Ultimate Auto Boutique as a dealership for the sale of low-speed vehicles manufactured by Icon EV, LLC (line-make ICON) at 3419 WD Judge Drive, Suite # 300, Orlando, (Orange County), Florida 32808-7433, on or after February 3, 2022.

The name and address of the dealer operator(s) and principal investor(s) of Ultimate Auto Boutique Inc are dealer operator(s): Joseph Labon, 3419 WD Judge Drive Suite 300, Orlando, Florida 32808; principal investor(s): Kent Johnson, 3419 WD Judge Drive #150, Orlando, Florida 32808.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Roy F. Williams, Icon EV, LLC, 203 Kelsey Lane, Suite E, Tampa, Florida 33619.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Florida Motorsports of Tallahassee Inc., line-make ICON

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Icon EV, LLC, intends to allow the establishment of Florida Motorsports of Tallahassee Inc., as a dealership for the sale of low-speed vehicles manufactured by Icon EV, LLC, (line-make ICON) at 2463 Greer Road, Tallahassee, (Leon County), Florida 32308, on or after February 3, 2022.

The name and address of the dealer operator(s) and principal investor(s) of Florida Motorsports of Tallahassee Inc are dealer operator(s): Kent Johnson, 2463 Greer Road, Tallahassee, Florida 32308, principal investor(s): Kent Johnson, 2463 Greer Road, Tallahassee, Florida 32308.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Roy F. Williams, Icon EV, LLC, 203 Kelsey Lane, Suite E, Tampa, Florida 33619.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes

FISH AND WILDLIFE CONSERVATION COMMISSION

Boating Access Grants Technical Assistance Session Announcement

The Fish and Wildlife Conservation Commission will offer technical assistance to potential applicants interested in the Florida Boating Improvement Program and the Boating Infrastructure Grant Program. Sessions will be held virtually via Microsoft Teams as follows:

Tuesday, January 11, 2022, 10:00 a.m. – 12:00 Noon

Thursday, January 13, 2022, 10:00 a.m. – 12:00 Noon

Tuesday, January 18, 2022, 10:00 a.m. – 12:00 Noon

Wednesday, January 19, 2022, 10:00 a.m. – 12:00 Noon

Join the Session by visiting <https://myfwc.com/boating/grants-programs/> prior to your chosen session's start time.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these technical assistance sessions is asked to

advise the FWC at least five calendar days before the meeting by contacting: ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the FWC by calling (850)488-9542.

For more information, email FBIP@MyFWC.com or call (850)488-5600.

Section XIII
Index to Rules Filed During Preceding Week

INDEX TO RULES FILED BETWEEN
DECEMBER 27, 2021 AND DECEMBER 31, 2021

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF THE LOTTERY

53ER21-66	12/28/2021	12/28/2021	47/250	
53ER21-67	12/28/2021	12/28/2021	47/250	

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

61C-4.010	12/28/21	1/17/2021	47/222	
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-600.200	12/27/2021	1/16/2022	47/189	47/222
62-600.300	12/27/2021	1/16/2022	47/180	47/222
62-600.400	12/27/2021	1/16/2022	47/180	47/222
62-600.520	12/27/2021	1/16/2022	47/189	

DEPARTMENT OF HEALTH

Board of Opticianry

64B12-16.004	12/27/2021	1/16/22	47/186	47/228
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FISH AND WILDLIFE CONSERVATION COMMISSION

Manatees

68CER21-1	12/29/2021	12/29/2021	47/251	
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LIST OF RULES AWAITING LEGISLATIVE REVIEW/ APPROVAL PURSUANT TO SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

60FF1-5.009	7/21/2016	**/**/****	42/105	
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Division of State Employees' Insurance

60P-1.003	12/8/2021	**/**/****	47/215	
60P-2.002	11/5/2019	**/**/****	45/191	
60P-2.003	11/5/2019	**/**/****	45/191	

DEPARTMENT OF HEALTH

Board of Medicine

64B8-10.003	12/9/2015	**/**/****	39/95	41/49
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DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

69L-7.020	10/22/2021	**/**/****	47/24	47/182
	47/118	47/187		

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.